



Reprinted  
February 23, 2007

---

## HOUSE BILL No. 1001

---

DIGEST OF HB 1001 (Updated February 22, 2007 9:19 pm - DI 51)

**Citations Affected:** Numerous provisions throughout the Indiana Code.

**Synopsis:** State Budget. Appropriates money for state agencies and other distributions. Specifies the school tuition support formula to be used to distribute state tuition support to schools. Requires the state to pay from state funds the increase in the cost of child services and reimburses counties for certain child service expenditures in 2006 and 2007. Makes changes concerning the use of revenues from the riverboat in Orange County. Indicates that the lottery may not be operated under a management contract. Prohibits certain feasibility studies without prior legislative authority. Eliminates the business assessment deduction. Eliminates sale tax on textbooks. Permits assignment of a sales tax refund. Provides a tax exemption for the National Football League Super Bowl. Equalizes certain supervisor salaries in the state police department. Authorizes a prekindergarten grant pilot program. Prohibits virtual charter schools. Updates references to the Internal Revenue Code. Establishes the spinal cord and brain injury trust fund. Establishes the Indiana University school of public health. Caps tuition increases for state educational institutions. Makes changes in certain court fees. Provides for state reimbursement of certain retrial costs. Authorizes construction and bonding for certain projects. Permits bonding for certain pension obligations. Establishes the general accountability office and comptroller general. Requires an analysis of Indiana's tax system. Requires payment of certain delayed payment obligations to state educational institutions. Makes other changes.

**Effective:** July 1, 2006 (retroactive); January 1, 2007 (retroactive); upon passage; July 1, 2007; January 1, 2008.

---

---

### Crawford, Cochran

(SENATE SPONSORS — MEEKS, MRVAN, KENLEY, SIMPSON)

---

January 23, 2007, read first time and referred to Committee on Ways and Means.  
February 19, 2007, amended reported — Do Pass.  
February 21, 2007, read second time, amended, ordered engrossed.  
February 22, 2007, engrossed; read third time, recommitted to Committee of One,  
amended; passed. Yeas 51, nays 48.

---

---



First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular or Special Session of the General Assembly.

## HOUSE BILL No. 1001

---

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

*Be it enacted by the General Assembly of the State of Indiana:*

1 **SECTION 1. [EFFECTIVE JULY 1, 2007]**

2

3 (a) The following definitions apply throughout this act:

4 (1) "Augmentation allowed" means the governor and the budget agency are  
5 authorized to add to an appropriation in this act from revenues accruing to the  
6 fund from which the appropriation was made.

7 (2) "Biennium" means the period beginning July 1, 2007, and ending June 30, 2009.  
8 Appropriations appearing in the biennial column for construction or other permanent  
9 improvements do not revert under IC 4-13-2-19 and may be allotted.

10 (3) "Deficiency appropriation" or "special claim" means an appropriation available  
11 during the 2006-2007 fiscal year.

12 (4) "Equipment" includes machinery, implements, tools, furniture,  
13 furnishings, vehicles, and other articles that have a calculable period of service  
14 that exceeds twelve (12) calendar months.

15 (5) "Fee replacement" includes payments to universities to be used to pay indebtedness  
16 resulting from financing the cost of planning, purchasing, rehabilitation, construction,  
17 repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,  
18 and equipment to be used for academic and instructional purposes.

19 (6) "Other operating expense" includes payments for "services other than personal",  
20 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,  
21 and awards", "in-state travel", "out-of-state travel", and "equipment".



(7) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.

(8) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.

(9) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".

(10) "State agency" means:

(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;

(B) each hospital, penal institution, and other institutional enterprise of the state;

(C) the judicial department of the state; and

(D) the legislative department of the state.

However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.

(11) "Total operating expense" includes payments for both "personal services" and "other operating expense".

(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.

(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.

(1) Direct appropriations are subject to withdrawal from the state treasury and for expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.

(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources or a combination thereof. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation thereto, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part thereof shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount shall be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.



**SECTION 2. [EFFECTIVE JULY 1, 2007]**

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

**SECTION 3. [EFFECTIVE JULY 1, 2007]**

**GENERAL GOVERNMENT**

**A. LEGISLATIVE**

**FOR THE GENERAL ASSEMBLY**

**LEGISLATORS' SALARIES - HOUSE**

Total Operating Expense	4,068,016	4,728,016
-------------------------	-----------	-----------

**HOUSE EXPENSES**

Total Operating Expense	9,936,755	10,097,001
-------------------------	-----------	------------

**LEGISLATORS' SALARIES - SENATE**

Total Operating Expense	1,571,845	1,596,366
-------------------------	-----------	-----------

**SENATE EXPENSES**

Total Operating Expense	8,836,759	9,380,692
-------------------------	-----------	-----------

Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Members of the general assembly are entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per diem allowance for each and every day engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general



1 assembly shall receive the mileage allowance in an amount equal to the standard mileage  
2 rates for personally owned transportation equipment established by the federal Internal  
3 Revenue Service for each mile necessarily traveled from the member's usual place  
4 of residence to the state capitol. However, if the member traveled by a means other  
5 than by motor vehicle, and the member's usual place of residence is more than one  
6 hundred (100) miles from the state capitol, the member is entitled to reimbursement  
7 in an amount equal to the lowest air travel cost incurred in traveling from the usual  
8 place of residence to the state capitol. During the period the general assembly is  
9 convened in regular or special session, the mileage allowance shall be limited to  
10 one (1) round trip each week per member.

11  
12 Any member of the general assembly who is appointed, by the governor, speaker  
13 of the house, president or president pro tempore of the senate, house or senate minority  
14 floor leader, or Indiana legislative council to serve on any research, study, or  
15 survey committee or commission, or who attends any meetings authorized or convened  
16 under the auspices of the Indiana legislative council, including pre-session conferences  
17 and federal-state relations conferences, is entitled, when authorized by the legislative  
18 council, to receive the legislative business per diem allowance for each day in actual  
19 attendance and is also entitled to a mileage allowance, at the rate specified above,  
20 for each mile necessarily traveled from the member's usual place of residence to  
21 the state capitol, or other in-state site of the committee, commission, or conference.  
22 The per diem allowance and the mileage allowance permitted under this paragraph shall  
23 be paid from the legislative council appropriation for legislator and lay member  
24 travel unless the member is attending an out-of-state meeting, as authorized by the  
25 speaker of the house of representatives or the president pro tempore of the senate,  
26 in which case the member is entitled to receive:

- 27 (1) the legislative business per diem allowance for each day the member is engaged  
28 in approved out-of-state travel; and  
29 (2) reimbursement for traveling expenses actually incurred in connection with the  
30 member's duties, as provided in the state travel policies and procedures established  
31 by the legislative council.

32  
33 Notwithstanding the provisions of this or any other statute, the legislative council  
34 may adopt, by resolution, travel policies and procedures that apply only to members  
35 of the general assembly or to the staffs of the house of representatives, senate,  
36 and legislative services agency, or both members and staffs. The legislative council  
37 may apply these travel policies and procedures to lay members serving on research,  
38 study, or survey committees or commissions that are under the jurisdiction of the  
39 legislative council. Notwithstanding any other law, rule, or policy, the state travel  
40 policies and procedures established by the Indiana department of administration and  
41 approved by the budget agency do not apply to members of the general assembly, to  
42 the staffs of the house of representatives, senate, or legislative services agency,  
43 or to lay members serving on research, study, or survey committees or commissions  
44 under the jurisdiction of the legislative council (if the legislative council applies  
45 its travel policies and procedures to lay members under the authority of this SECTION),  
46 except that, until the legislative council adopts travel policies and procedures,  
47 the state travel policies and procedures established by the Indiana department of  
48 administration and approved by the budget agency apply to members of the general  
49 assembly, to the staffs of the house of representatives, senate, and legislative



services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

#### LEGISLATORS' SUBSISTENCE

##### LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	2,310,000	2,310,000
-------------------------	-----------	-----------

##### LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,140,935	986,734
-------------------------	-----------	---------

Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$6,500; assistant president pro tempore, \$2,500; majority floor leader emeritus, \$1,500; majority floor leader, \$5,000; assistant majority floor leader, \$1,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; appropriations committee chair, \$5,000; tax and fiscal policy committee chair, \$5,000; appropriations committee ranking majority member, \$1,500; tax and fiscal policy committee ranking majority member, \$1,500; majority whip, \$3,500; assistant majority whip, \$1,000; minority floor leader, \$5,500; minority leader pro tempore, \$1,000; minority caucus chair, \$4,500; minority assistant floor leader, \$4,500; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip, \$2,500; assistant minority whip, \$500; and assistant minority caucus chair, \$500.



Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$6,500; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$1,500; majority leader, \$5,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; ways and means committee chair, \$5,000; ways and means committee ranking majority member, \$3,000; ways and means committee, chairman of the education subcommittee, \$1,500; speaker pro tempore emeritus, \$1,500; budget subcommittee chair, \$3,000; majority whip, \$3,500; assistant majority whip, \$1,000; assistant majority leader, \$1,000; minority leader, \$5,500; minority caucus chair, \$4,500; ways and means committee ranking minority member, \$3,500; minority whip, \$2,500; assistant minority leader, \$4,500; second assistant minority leader, \$1,500; and deputy assistant minority leader, \$1,000.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

**FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY**

<b>Total Operating Expense</b>	<b>9,244,000</b>	<b>9,605,000</b>
<b>LEGISLATOR AND LAY MEMBER TRAVEL</b>		
<b>Total Operating Expense</b>	<b>610,000</b>	<b>635,000</b>

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2007-2009 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other



in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

#### LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense	223,614
-------------------------	---------

Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

#### PRINTING AND DISTRIBUTION

Total Operating Expense	872,000	905,000
-------------------------	---------	---------

The above funds are appropriated for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 115th general assembly, the supplements to the Indiana Code for fiscal years 2007-2008 and 2008-2009, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

#### COUNCIL OF STATE GOVERNMENTS ANNUAL DUES

Other Operating Expense	138,408	143,944
-------------------------	---------	---------

#### NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES



1	Other Operating Expense	176,357	190,337
2	<b>NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES</b>		
3	Other Operating Expense	10,000	10,000

4			
5	<b>FOR THE INDIANA LOBBY REGISTRATION COMMISSION</b>		
6	Total Operating Expense	257,900	271,910

7			
8	<b>FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND</b>		
9	<b>LEGISLATORS' RETIREMENT FUND</b>		
10	Total Operating Expense	100,000	100,000

11  
12 **B. JUDICIAL**

13			
14	<b>FOR THE SUPREME COURT</b>		
15	Personal Services	7,403,027	7,664,269
16	Other Operating Expense	2,232,192	2,251,965

17  
18 The above appropriation for the supreme court personal services includes the subsistence  
19 allowance as provided by IC 33-38-5-8.

20			
21	<b>LOCAL JUDGES' SALARIES</b>		
22	Personal Services	50,674,246	50,812,798
23	Other Operating Expense	39,000	39,000

24	<b>COUNTY PROSECUTORS' SALARIES</b>		
25	Personal Services	23,821,199	23,821,199
26	Other Operating Expense	31,000	31,000

27  
28 The above appropriations for county prosecutors' salaries represent the amounts authorized  
29 by IC 33-39-6-5 and that are to be paid from the state general fund.

30  
31 In addition to the appropriations for local judges' salaries and for county prosecutors'  
32 salaries, there are hereby appropriated for personal services the amounts that the  
33 state is required to pay for salary changes or for additional courts created by the  
34 115th general assembly.

35			
36	<b>TRIAL COURT OPERATIONS</b>		
37	Total Operating Expense	612,850	618,850
38	<b>INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY</b>		
39	Total Operating Expense	800,000	800,000

40  
41 The above funds are appropriated to the division of state court administration in  
42 compliance with the provisions of IC 33-24-13-7.

43			
44	<b>PUBLIC DEFENDER COMMISSION</b>		
45	Personal Services	76,294	81,664
46	Other Operating Expense	10,523,706	11,518,336

47  
48 The above appropriation is made in addition to the distribution authorized by  
49 IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services



provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

#### **GUARDIAN AD LITEM**

Personal Services	13,454	13,454
Other Operating Expense	3,222,658	3,222,658

The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds.

#### **CIVIL LEGAL AID**

Total Operating Expense	2,000,000	2,000,000
-------------------------	-----------	-----------

The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-12-7.

#### **SPECIAL JUDGES - COUNTY COURTS**

Personal Services	15,000	15,000
Other Operating Expense	134,000	134,000

If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

#### **COMMISSION ON RACE AND GENDER FAIRNESS**

Total Operating Expense	370,996	380,996
-------------------------	---------	---------

#### **FOR THE COURT OF APPEALS**

Personal Services	8,902,011	9,141,271
Other Operating Expense	1,467,625	1,249,470

The above appropriations for the court of appeals personal services includes the subsistence allowance provided by IC 33-38-5-8.

#### **FOR THE TAX COURT**

Personal Services	516,747	529,050
Other Operating Expense	128,927	143,963



**FOR THE JUDICIAL CENTER**

<b>Personal Services</b>	<b>1,973,273</b>	<b>2,045,255</b>
<b>Other Operating Expense</b>	<b>1,612,796</b>	<b>1,602,604</b>

The above appropriations for the judicial center include the appropriations for the judicial conference.

**DRUG AND ALCOHOL PROGRAMS FUND**

<b>Personal Services</b>	<b>285,569</b>	<b>285,569</b>
<b>Other Operating Expense</b>	<b>13,441</b>	<b>13,441</b>

The above funds are appropriated under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if the receipts are less than the appropriation, the center may not spend more than is collected.

**INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION**

<b>Personal Services</b>	<b>81,540</b>	<b>81,540</b>
<b>Other Operating Expense</b>	<b>61,307</b>	<b>61,307</b>

Augmentation allowed from fee increases enacted in the 2003 general assembly under IC 11-13-4.5-4.

**FOR THE PUBLIC DEFENDER**

<b>Personal Services</b>	<b>5,941,901</b>	<b>6,179,783</b>
<b>Other Operating Expense</b>	<b>985,133</b>	<b>985,133</b>

**FOR THE PUBLIC DEFENDER COUNCIL**

<b>Personal Services</b>	<b>942,195</b>	<b>943,779</b>
<b>Other Operating Expense</b>	<b>490,136</b>	<b>459,141</b>

**FOR THE PROSECUTING ATTORNEYS' COUNCIL**

<b>Personal Services</b>	<b>622,639</b>	<b>623,828</b>
<b>Other Operating Expense</b>	<b>591,448</b>	<b>591,448</b>

**DRUG PROSECUTION**

Drug Prosecution Fund (IC 33-39-8-6)

<b>Total Operating Expense</b>	<b>103,436</b>	<b>103,436</b>
--------------------------------	----------------	----------------

Augmentation allowed.

**FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND**

**JUDGES' RETIREMENT FUND**

<b>Other Operating Expense</b>	<b>10,753,661</b>	<b>11,708,522</b>
--------------------------------	-------------------	-------------------

**PROSECUTORS' RETIREMENT FUND**

<b>Other Operating Expense</b>	<b>170,000</b>	<b>170,000</b>
--------------------------------	----------------	----------------

**C. EXECUTIVE**

**FOR THE GOVERNOR'S OFFICE**

<b>Personal Services</b>	<b>2,002,085</b>	<b>2,002,085</b>
--------------------------	------------------	------------------



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	375,000	375,000	
2	GOVERNOR'S RESIDENCE			
3	Total Operating Expense	148,724	148,724	
4	GOVERNOR'S CONTINGENCY FUND			
5	Total Operating Expense			170,000
6				
7	Direct disbursements from the above contingency fund are not subject to the provisions			
8	of IC 5-22.			
9				
10	GOVERNOR'S FELLOWSHIP PROGRAM			
11	Total Operating Expense	250,045	250,045	
12				
13	FOR THE WASHINGTON LIAISON OFFICE			
14	Total Operating Expense	195,000	195,000	
15				
16	FOR THE LIEUTENANT GOVERNOR			
17	Personal Services	1,780,280	1,780,280	
18	Other Operating Expense	724,410	724,410	
19	CONTINGENCY FUND			
20	Total Operating Expense			34,626
21				
22	Direct disbursements from the above contingency fund are not subject to the provisions			
23	of IC 5-22.			
24				
25	FOR THE SECRETARY OF STATE			
26	ADMINISTRATION			
27	Personal Services	2,148,297	2,148,297	
28	Other Operating Expense	255,919	255,919	
29				
30	FOR THE ATTORNEY GENERAL			
31	ATTORNEY GENERAL			
32	From the General Fund			
33		14,463,506	14,463,506	
34	From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
35		389,344	389,344	
36	Augmentation allowed.			
37				
38	The amounts specified from the General Fund and the Tobacco Master Settlement Agreement			
39	Fund are for the following purposes:			
40				
41	Personal Services	13,681,809	13,681,809	
42	Other Operating Expense	1,171,041	1,171,041	
43				
44	HOMEOWNER PROTECTION UNIT (IC 4-6-12-9)			
45	Total Operating Expense	63,391	63,391	
46	MEDICAID FRAUD UNIT			
47	Total Operating Expense	829,789	829,789	
48				
49	The above appropriations to the Medicaid fraud unit are the state's matching share			



of the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation allowed from collections.

#### UNCLAIMED PROPERTY

##### Abandoned Property Fund (IC 32-34-1-33)

Personal Services	1,317,228	1,317,228
-------------------	-----------	-----------

Other Operating Expense	3,172,360	3,172,360
-------------------------	-----------	-----------

Augmentation allowed.

#### D. FINANCIAL MANAGEMENT

##### FOR THE AUDITOR OF STATE

Personal Services	4,587,218	4,587,218
-------------------	-----------	-----------

Other Operating Expense	1,388,632	1,388,632
-------------------------	-----------	-----------

##### GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	123,500	123,500
-------------------------	---------	---------

The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

##### FOR THE STATE BOARD OF ACCOUNTS

Personal Services	20,798,302	20,798,302
-------------------	------------	------------

Other Operating Expense	1,340,277	1,340,277
-------------------------	-----------	-----------

##### GOVERNOR ELECT

Total Operating Expense	0	40,000
-------------------------	---	--------

##### FOR THE STATE BUDGET COMMITTEE

Total Operating Expense	60,000	60,000
-------------------------	--------	--------

Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

##### FOR THE OFFICE OF MANAGEMENT AND BUDGET

Personal Services	1,192,305	1,192,305
-------------------	-----------	-----------

Other Operating Expense	65,958	65,958
-------------------------	--------	--------

##### FOR THE STATE BUDGET AGENCY

Personal Services	3,118,097	3,118,097
-------------------	-----------	-----------

Other Operating Expense	512,409	512,409
-------------------------	---------	---------

##### BUILD INDIANA FUND ADMINISTRATION

##### Build Indiana Fund (IC 4-30-17)

Other Operating Expense	1	1
-------------------------	---	---

##### DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND

Total Operating Expense		10,000,000
-------------------------	--	------------



The foregoing departmental and institutional emergency contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor. These allocations may be made upon written request of proper officials, showing that contingencies exist that require additional funds for meeting necessary expenses. The budget committee shall be advised of each transfer request and allotment.

#### **OUTSIDE BILLS CONTINGENCY**

<b>Total Operating Expense</b>	<b>1</b>
--------------------------------	----------

#### **PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND**

<b>Total Operating Expense</b>	<b>89,000,000</b>
--------------------------------	-------------------

The foregoing personal services/fringe benefits contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor.

The foregoing personal services/fringe benefits contingency fund appropriation must be allocated to fund the following priorities in the order presented:

- (1) Fully fund the growth in employee healthcare cost.
- (2) Provide salary increases based on employment classification with the lowest paid classification receiving the largest percentage increase and the highest paid classification receiving the smallest percentage increase.
- (3) Any money remaining may be used for an employee leave conversion program or a severance package for workers terminated through privatization in the 2007-2009 biennium and may not be used for any other purpose. Funding is prohibited for any and all merit related compensation programs not explicitly approved by the general assembly.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

#### **COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE**

<b>Total Operating Expense</b>	<b>44,300,000</b>	<b>46,500,000</b>
<b>Augmentation Allowed.</b>		

#### **SCHOOL AND LIBRARY INTERNET CONNECTION**

<b>Build Indiana Fund (IC 4-30-17)</b>	
<b>Other Operating Expense</b>	<b>7,000,000</b>

Of the foregoing appropriations, \$2,300,000 each year shall be used for schools under IC 4-34-3-4, and \$1,200,000 each year shall be used for libraries under IC 4-34-3-2.

#### **INSPIRE (IC 4-34-3-2)**

<b>Build Indiana Fund (IC 4-30-17)</b>	
<b>Other Operating Expense</b>	<b>2,500,000</b>

#### **AREA HEALTH EDUCATION CENTERS**



1	<b>Total Operating Expense</b>	<b>1,250,000</b>	<b>1,750,000</b>
---	--------------------------------	------------------	------------------

2

3 **FOR THE TREASURER OF STATE**

4	<b>Personal Services</b>	<b>827,756</b>	<b>827,756</b>
---	--------------------------	----------------	----------------

5	<b>Other Operating Expense</b>	<b>42,350</b>	<b>42,350</b>
---	--------------------------------	---------------	---------------

6

7 The treasurer of state, the board for depositories, the Indiana commission for higher

8 education, and the state student assistance commission shall cooperate and provide

9 to the Indiana education savings authority the following:

10 (1) Clerical and professional staff and related support.

11 (2) Office space and services.

12 (3) Reasonable financial support for the development of rules, policies, programs,

13 and guidelines, including authority operations and travel.

14

15 **E. TAX ADMINISTRATION**

16

17 **FOR THE DEPARTMENT OF REVENUE**

18 **COLLECTION AND ADMINISTRATION**

19 **General Fund**

20		<b>54,187,575</b>	<b>53,427,575</b>
----	--	-------------------	-------------------

21 **Motor Carrier Regulation Fund (IC 8-2.1-23)**

22		<b>794,261</b>	<b>794,261</b>
----	--	----------------	----------------

23 **Motor Vehicle Highway Account (IC 8-14-1)**

24		<b>2,449,434</b>	<b>2,449,434</b>
----	--	------------------	------------------

25 **Augmentation allowed from the Motor Carrier Regulation Fund and the Motor Vehicle**

26 **Highway Account.**

27

28 The amounts specified from the General Fund, Motor Carrier Regulation Fund, and the

29 Motor Vehicle Highway Account are for the following purposes:

30			
31	<b>Personal Services</b>	<b>40,726,571</b>	<b>40,726,571</b>

32	<b>Other Operating Expense</b>	<b>16,704,699</b>	<b>15,944,699</b>
----	--------------------------------	-------------------	-------------------

33

34 With the approval of the governor and the budget agency, the department shall annually

35 reimburse the state general fund for expenses incurred in support of the collection

36 of dedicated fund revenue according to the department's cost allocation plan.

37

38 With the approval of the governor and the budget agency, the foregoing sums for the

39 department of state revenue may be augmented to an amount not exceeding in total,

40 together with the above specific amounts, one and one-tenth percent (1.1%) of the

41 amount of money collected by the department of state revenue from taxes and fees.

42

43 **OUTSIDE COLLECTIONS**

44	<b>Total Operating Expense</b>	<b>3,300,000</b>	<b>3,300,000</b>
----	--------------------------------	------------------	------------------

45

46 With the approval of the governor and the budget agency, the foregoing sums for the

47 department of state revenue's outside collections may be augmented to an amount not

48 exceeding in total, together with the above specific amounts, one and one-tenth percent

49 (1.1%) of the amount of money collected by the department from taxes and fees.



**MOTOR CARRIER REGULATION**

**Motor Carrier Regulation Fund (IC 8-2.1-23)**

Personal Services	1,538,712	1,538,712
-------------------	-----------	-----------

Other Operating Expense	4,354,961	4,354,961
-------------------------	-----------	-----------

Augmentation allowed from the Motor Carrier Regulation Fund.

**MOTOR FUEL TAX DIVISION**

**Motor Vehicle Highway Account (IC 8-14-1)**

Personal Services	8,772,328	8,772,328
-------------------	-----------	-----------

Other Operating Expense	4,074,734	4,074,734
-------------------------	-----------	-----------

Augmentation allowed from the Motor Vehicle Highway Account.

In addition to the foregoing appropriations, there is hereby appropriated to the department of revenue motor fuel tax division an amount sufficient to pay claims for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums above appropriated from the motor vehicle highway account for the operation of the motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle fuel, shall be paid from the receipts of those license fees before they are distributed as provided by IC 6-6-1.1.

**FOR THE INDIANA GAMING COMMISSION**

**State Gaming Fund (IC 4-33-13-3)**

3,463,789	3,463,789
-----------	-----------

**Gaming Investigations**

525,000	525,000
---------	---------

The amounts specified from the state gaming fund and gaming investigations are for the following purposes:

Personal Services	3,035,629	3,035,629
-------------------	-----------	-----------

Other Operating Expense	953,160	953,160
-------------------------	---------	---------

The foregoing appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made under IC 4-33-13-5.

Augmentation allowed.

The foregoing appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

Notwithstanding IC 4-33-18-8, the Indiana Gaming Commission shall impose an annual fee of twenty-five thousand dollars (\$25,000) upon the following entities to support gaming research:

- (1) Each licensed owner or operating agent operating a riverboat in Indiana.
- (2) Each permit holder, as defined in IC 4-31-2-14, operating a live pari-mutual horse racing facility in Indiana.

**FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH**



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	118,297	118,297	
2	Other Operating Expense	127,993	127,993	
3	Augmentation allowed from fees accruing under IC 4-33-18-8.			
4				
5	<b>FOR THE INDIANA HORSE RACING COMMISSION</b>			
6	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)			
7	Personal Services	2,192,335	2,192,335	
8	Other Operating Expense	673,974	673,974	
9				
10	The foregoing appropriations to the Indiana horse racing commission are made from			
11	revenues accruing to the Indiana horse racing commission before any distribution			
12	is made under IC 4-31-9. Retroactive to July 1, 2005.			
13	Augmentation allowed.			
14				
15	<b>STANDARDDBRED ADVISORY BOARD</b>			
16	Standardbred Horse Fund (IC 15-5-5.5-9.5)			
17	Total Operating Expense	193,500	193,500	
18				
19	The foregoing appropriations to the standardbred board of regulation are made from			
20	revenues accruing to the Indiana horse racing commission before any distribution			
21	is made under IC 4-31-9. Retroactive to July 1, 2005.			
22	Augmentation allowed.			
23				
24	<b>STANDARDDBRED BREED DEVELOPMENT FUND</b>			
25	Standardbred Horse Fund (IC 15-5-5.5-9.5)			
26	Total Operating Expense	3,963,811	3,963,811	
27	Augmentation allowed.			
28	<b>THOROUGHBRED BREED DEVELOPMENT FUND</b>			
29	Standardbred Horse Fund (IC 15-5-5.5-9.5)			
30	Total Operating Expense	2,686,139	2,686,139	
31	Augmentation allowed.			
32	<b>QUARTER HORSE BREED DEVELOPMENT FUND</b>			
33	Standardbred Horse Fund (IC 15-5-5.5-9.5)			
34	Total Operating Expense	233,155	233,155	
35	Augmentation allowed.			
36	<b>FINGERPRINT FEES</b>			
37	Standardbred Horse Fund (IC 15-5-5.5-9.5)			
38	Total Operating Expense	67,558	67,558	
39	Augmentation allowed.			
40				
41	<b>FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE</b>			
42	Personal Services	3,824,801	3,824,801	
43	Other Operating Expense	835,679	835,679	
44				
45	From the above appropriations for the department of local government finance, travel			
46	subsistence and mileage allowances may be paid for members of the local government			
47	tax control board created by IC 6-1.1-18.5-11 and the state school property tax control			
48	board created by IC 6-1.1-19-4.1, under state travel regulations.			
49				



**FOR THE INDIANA BOARD OF TAX REVIEW**

Personal Services	1,280,166	1,280,166
Other Operating Expense	102,960	102,960

Augmentation allowed from fee increases enacted by P.L.245-2003 and reimbursements from any county under IC 6-1.1-4-34(f), regardless of when the fees or reimbursements were received.

**F. ADMINISTRATION**

**FOR THE DEPARTMENT OF ADMINISTRATION**

Personal Services	12,799,660	12,799,660
Other Operating Expense	14,070,807	13,863,207

**FOR THE STATE PERSONNEL DEPARTMENT**

Personal Services	8,761,767	8,761,767
Other Operating Expense	623,200	623,200

The state must provide a variety of healthcare plan options and not restrict employees to health savings account plans.

**FOR THE STATE EMPLOYEES APPEALS COMMISSION**

Personal Services	163,650	163,650
Other Operating Expense	16,089	16,089

**FOR THE OFFICE OF TECHNOLOGY**

Pay Phone Fund		
Total Operating Expense	2,490,000	2,490,000

Augmentation allowed.

The pay phone fund is established for the procurement of hardware, software, and related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. The fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

**FOR THE COMMISSION ON PUBLIC RECORDS**

Personal Services	1,432,151	1,432,151
Other Operating Expense	132,099	132,099

**FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR**

Personal Services	144,841	144,841
Other Operating Expense	6,004	6,004



**G. OTHER****FOR THE COMMISSION ON UNIFORM STATE LAWS**

Total Operating Expense	43,584	43,584	
-------------------------	--------	--------	--

**FOR THE OFFICE OF INSPECTOR GENERAL**

Personal Services	1,382,080	1,382,080	
-------------------	-----------	-----------	--

Other Operating Expense	240,537	240,537	
-------------------------	---------	---------	--

**STATE ETHICS COMMISSION**

Personal Services	260,816	261,006	
-------------------	---------	---------	--

Other Operating Expense	2,596	2,596	
-------------------------	-------	-------	--

**FOR THE SECRETARY OF STATE****ELECTION DIVISION**

Personal Services	676,031	698,959	
-------------------	---------	---------	--

Other Operating Expense	198,793	198,922	
-------------------------	---------	---------	--

**VOTER REGISTRATION AND PROCEDURES**

Total Operating Expense	129,920	0	
-------------------------	---------	---	--

**VOTER LIST MAINTENANCE**

Total Operating Expense	112,500	112,500	
-------------------------	---------	---------	--

**H. COMMUNITY SERVICES****FOR THE GOVERNOR'S OFFICE OF FAITH BASED & COMMUNITY INITIATIVES**

Personal Services	244,064	244,064	
-------------------	---------	---------	--

Other Operating Expense	71,488	71,488	
-------------------------	--------	--------	--

**SECTION 4. [EFFECTIVE JULY 1, 2007]****PUBLIC SAFETY****A. CORRECTION****FOR THE DEPARTMENT OF CORRECTION****CENTRAL OFFICE**

Personal Services	8,365,099	8,371,234	
-------------------	-----------	-----------	--

Other Operating Expense	2,392,191	2,392,191	
-------------------------	-----------	-----------	--

**ESCAPEE COUNSEL AND TRIAL EXPENSE**

Other Operating Expense	198,000	198,000	
-------------------------	---------	---------	--

**COUNTY JAIL MISDEMEANANT HOUSING**

Total Operating Expense	4,281,101	4,281,101	
-------------------------	-----------	-----------	--

**ADULT CONTRACT BEDS**

Total Operating Expense	10,235,735	10,235,735	
-------------------------	------------	------------	--

**STAFF DEVELOPMENT AND TRAINING**

Personal Services	1,404,251	1,405,258	
-------------------	-----------	-----------	--

Other Operating Expense	448,388	448,388	
-------------------------	---------	---------	--

**PAROLE DIVISION**

Personal Services	5,749,346	5,753,450	
-------------------	-----------	-----------	--



	<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1       Other Operating Expense	804,943	804,943	
2 <b>PAROLE BOARD</b>			
3       Personal Services	552,124	552,544	
4       Other Operating Expense	35,590	35,590	
5 <b>INFORMATION MANAGEMENT SERVICES</b>			
6       Personal Services	2,364,202	2,366,020	
7       Other Operating Expense	1,922,620	1,922,620	
8 <b>JUVENILE TRANSITION</b>			
9       Personal Services	1,181,277	1,182,115	
10      Other Operating Expense	4,051,694	4,051,694	
11 <b>COMMUNITY CORRECTIONS PROGRAMS</b>			
12      Total Operating Expense			55,763,764

13  
14   The above appropriation for community corrections programs is not subject to transfer  
15   to any other fund or to transfer, assignment, or reassignment for any other use or  
16   purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23  
17   or by the budget agency notwithstanding IC 4-12-1-12, or any other law.

18  
19   **DRUG PREVENTION AND OFFENDER TRANSITION**

20      Total Operating Expense                   988,293                   988,487

21  
22   The above appropriation shall be used for minimum security release programs, transition  
23   programs, mentoring programs, and supervision of and assistance to adult and juvenile  
24   offenders to promote the successful integration of the offender into the community.

25  
26   **CENTRAL EMERGENCY RESPONSE**

27      Personal Services                   1,179,746                   1,180,570  
28      Other Operating Expense           455,738                   455,738

29   **MEDICAL SERVICES**

30      Other Operating Expense           27,260,811               27,260,811

31  
32   The above appropriations for medical services shall be used only for services that are determined  
33   to be medically necessary.

34  
35   **DRUG ABUSE PREVENTION**

36      Drug Abuse Fund (IC 11-8-2-11)

37          Personal Services                   40,716                   40,742  
38          Other Operating Expense           113,000                  113,000

39      Augmentation allowed.

40   **COUNTY JAIL MAINTENANCE CONTINGENCY FUND**

41      Other Operating Expense           17,281,044               17,281,044

42  
43   Disbursements from the fund shall be made for the purpose of reimbursing sheriffs  
44   for the cost of incarcerating in county jails persons convicted of felonies to the  
45   extent that such persons are incarcerated for more than five (5) days after the day  
46   of sentencing, at the rate of \$35 per day. In addition to the per diem, the state  
47   shall reimburse the sheriffs for expenses determined by the sheriff to be incurred in  
48   providing medically necessary medical care to the convicted persons. However, if  
49   the sheriff or county receives money with respect to a convicted person (from a source



other than the county), the per diem or medical expense reimbursement with respect to the convicted person shall be reduced by the amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the day of sentencing if the department of correction does not have the capacity to receive the convicted person.

Augmentation allowed.

#### MEDICAL SERVICE PAYMENTS

Total Operating Expense	25,000,000	25,000,000
-------------------------	------------	------------

These appropriations for medical service payments are made to pay for services determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health, the school for the blind, the school for the deaf, or the division of disability, aging, and rehabilitative services if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health, the school for the blind, the school for the deaf, the division of disability, aging, and rehabilitative services, or the department of correction, or that are reimbursable from funds for medical assistance under IC 12-15. If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

#### FOR THE DEPARTMENT OF ADMINISTRATION

##### DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU

Personal Services	135,966	136,067
Other Operating Expense	13,124	13,124

#### FOR THE DEPARTMENT OF CORRECTION

##### INDIANA STATE PRISON

Personal Services	28,327,153	28,345,171
Other Operating Expense	5,819,137	5,819,137

##### VOCATIONAL TRAINING PROGRAM

Total Operating Expense	257,291	257,291
-------------------------	---------	---------

##### PENDLETON CORRECTIONAL FACILITY

Personal Services	28,133,124	28,152,801
Other Operating Expense	6,931,289	6,931,289

##### CORRECTIONAL INDUSTRIAL FACILITY

Personal Services	19,842,899	19,856,310
Other Operating Expense	4,035,819	4,035,819

##### INDIANA WOMEN'S PRISON

Personal Services	11,666,382	11,673,614
-------------------	------------	------------



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	1,928,211	1,928,211	
2	<b>PUTNAMVILLE CORRECTIONAL FACILITY</b>			
3	Personal Services	28,542,062	28,561,207	
4	Other Operating Expense	5,595,717	5,595,717	
5	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>			
6	Personal Services	38,442,605	38,467,484	
7	Other Operating Expense	7,469,855	7,469,855	
8	<b>PLAINFIELD JUVENILE CORRECTIONAL FACILITY</b>			
9	Personal Services	13,401,073	13,410,386	
10	Other Operating Expense	2,386,012	2,386,012	
11	<b>INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY</b>			
12	Personal Services	14,618,497	14,626,547	
13	Other Operating Expense	1,711,469	1,711,469	
14	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>			
15	Personal Services	17,856,336	17,868,319	
16	Other Operating Expense	2,945,374	2,945,374	
17	<b>WESTVILLE CORRECTIONAL FACILITY</b>			
18	Personal Services	42,249,577	42,278,476	
19	Other Operating Expense	7,690,288	7,690,288	
20	<b>WESTVILLE MAXIMUM CONTROL FACILITY</b>			
21	Personal Services	5,428,434	5,432,101	
22	Other Operating Expense	582,757	582,757	
23	<b>ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN</b>			
24	Personal Services	15,746,198	15,757,032	
25	Other Operating Expense	2,712,522	2,712,522	
26	<b>PLAINFIELD CORRECTIONAL FACILITY</b>			
27	Personal Services	25,173,242	25,190,068	
28	Other Operating Expense	5,464,545	5,464,545	
29	<b>RECEPTION AND DIAGNOSTIC CENTER</b>			
30	Personal Services	11,780,995	11,789,124	
31	Other Operating Expense	1,217,704	1,217,704	
32	<b>MIAMI CORRECTIONAL FACILITY</b>			
33	Personal Services	28,785,622	28,804,798	
34	Other Operating Expense	4,617,107	4,617,107	
35	<b>NEW CASTLE CORRECTIONAL FACILITY</b>			
36	Personal Services	12,203,968	12,212,345	
37	Other Operating Expense	2,779,105	2,779,105	
38	<b>SOCIAL SERVICES BLOCK GRANT</b>			
39	General Fund			
40	Total Operating Expense	9,948,380	9,955,962	
41	Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)			
42	Total Operating Expense	466,014	466,014	
43	Augmentation allowed from Work Release - Study Release Special Revenue Fund			
44	and Social Services Block Grant.			
45	<b>HENRYVILLE CORRECTIONAL FACILITY</b>			
46	Personal Services	2,018,547	2,019,927	
47	Other Operating Expense	379,381	379,381	
48	<b>CHAIN O' LAKES CORRECTIONAL FACILITY</b>			
49	Personal Services	1,819,881	1,820,956	



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	380,606	380,606	
2	<b>MEDARYVILLE CORRECTIONAL FACILITY</b>			
3	Personal Services	1,899,480	1,900,654	
4	Other Operating Expense	330,727	330,727	
5	<b>ATTERBURY CORRECTIONAL FACILITY</b>			
6	Personal Services	2,048,622	2,049,962	
7	Other Operating Expense	350,351	350,351	
8	<b>MADISON CORRECTIONAL FACILITY</b>			
9	Personal Services	3,114,891	3,116,892	
10	Other Operating Expense	468,019	468,019	
11	<b>EDINBURGH CORRECTIONAL FACILITY</b>			
12	Personal Services	2,849,220	2,851,122	
13	Other Operating Expense	363,155	363,155	
14	<b>LAKESIDE CORRECTIONAL FACILITY</b>			
15	Personal Services	4,904,199	4,907,478	
16	Other Operating Expense	732,602	732,602	
17	<b>FORT WAYNE JUVENILE CORRECTIONAL FACILITY</b>			
18	Personal Services	1,425,664	1,426,588	
19	Other Operating Expense	436,233	436,233	
20	<b>SOUTH BEND JUVENILE CORRECTIONAL FACILITY</b>			
21	Personal Services	4,343,067	4,345,596	
22	Other Operating Expense	2,886,037	2,886,037	
23	<b>LOGANSPORT INTAKE/DIAGNOSTIC FACILITY</b>			
24	Personal Services	2,868,870	2,870,666	
25	Other Operating Expense	536,690	536,690	
26	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>			
27	Personal Services	8,296,951	8,301,236	
28	Other Operating Expense	1,294,293	1,294,293	
29	<b>CAMP SUMMIT</b>			
30	Personal Services	2,545,249	2,546,766	
31	Other Operating Expense	362,040	362,040	
32	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>			
33	Personal Services	14,161,982	14,170,029	
34	Other Operating Expense	2,530,172	2,530,172	
35				
36	<b>B. LAW ENFORCEMENT</b>			
37				
38	<b>FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION</b>			
39	From the General Fund			
40		42,674,498	42,674,498	
41	From the Motor Vehicle Highway Account (IC 8-14-1)			
42		74,311,334	74,311,334	
43	From the Motor Carrier Regulation Fund (IC 8-2.1-23)			
44		4,096,176	4,096,176	
45	Augmentation allowed from the general fund, the motor vehicle highway account,			
46	and the motor carrier regulation fund.			
47				
48	The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the			
49	Motor Carrier Regulation Fund are for the following purposes:			



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49

<b>Personal Services</b>	<b>104,038,488</b>	<b>104,038,488</b>
<b>Other Operating Expense</b>	<b>17,043,520</b>	<b>17,043,520</b>

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

#### **ODOMETER FRAUD INVESTIGATION**

From the Motor Vehicle Odometer Fund (IC 9-29-1-5)

<b>Total Operating Expense</b>	<b>25,000</b>	<b>25,000</b>
--------------------------------	---------------	---------------

Augmentation allowed.

#### **STATE POLICE TRAINING**

From the State Police Training Fund (IC 5-2-8-5)

<b>Total Operating Expense</b>	<b>300,100</b>	<b>300,100</b>
--------------------------------	----------------	----------------

Augmentation allowed.

#### **FORENSIC AND HEALTH SCIENCES LABORATORIES**

From the General Fund

3,888,671 3,888,671

From the Motor Carrier Regulation Fund (IC 8-2.1-23)

386,658 386,658

From the Motor Vehicle Highway Account (IC 8-14-1)

6,772,031 6,772,031

Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

<b>Personal Services</b>	<b>9,616,473</b>	<b>9,616,473</b>
<b>Other Operating Expense</b>	<b>1,430,887</b>	<b>1,430,887</b>

#### **ENFORCEMENT AID**

From the General Fund

<b>Total Operating Expense</b>	<b>40,000</b>	<b>40,000</b>
--------------------------------	---------------	---------------

From the Motor Vehicle Highway Account (IC 8-14-1)

<b>Total Operating Expense</b>	<b>40,000</b>	<b>40,000</b>
--------------------------------	---------------	---------------

The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.



1       **PENSION FUND**

2       **From the General Fund**

3           **Total Operating Expense**                   4,736,246           4,736,246

4       **From the Motor Vehicle Highway Account (IC 8-14-1)**

5           **Total Operating Expense**                   4,736,247           4,736,247

6

7       The above appropriations shall be paid into the state police pension fund provided  
8       for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or  
9       before the 30th of each succeeding month thereafter.

10

11       **BENEFIT FUND**

12       **From the General Fund**

13           **Total Operating Expense**                   1,713,151           1,713,151

14           Augmentation allowed.

15

16       **From the Motor Vehicle Highway Account (IC 8-14-1)**

17           **Total Operating Expense**                   1,713,151           1,713,151

18           Augmentation allowed.

19

20       All benefits to members shall be paid by warrant drawn on the treasurer  
21       of state by the auditor of state on the basis of claims filed and approved by the  
22       trustees of the state police pension and benefit funds created by IC 10-12-2.

23

24       **SUPPLEMENTAL PENSION**

25       **General Fund**

26           **Total Operating Expense**                   1,900,753           1,900,753

27           Augmentation allowed.

28

29       **Motor Vehicle Highway Account (IC 8-14-1)**

30           **Total Operating Expense**                   1,900,753           1,900,753

31           Augmentation allowed.

32

33       If the above appropriations for supplemental pension for any one (1) year are greater  
34       than the amount actually required under the provisions of IC 10-12-5, then the excess  
35       shall be returned proportionately to the funds from which the appropriations were  
36       made. If the amount actually required under IC 10-12-5 is greater than the above  
37       appropriations, then, with the approval of the governor and the budget agency, those  
38       sums may be augmented from the general fund and the motor vehicle highway account.

39

40       **ACCIDENT REPORTING**

41       **Accident Report Account (IC 9-29-11-1)**

42           **Total Operating Expense**                   84,760           84,760

43           Augmentation allowed.

44       **DRUG INTERDICTION**

45       **Drug Interdiction Fund (IC 10-11-7)**

46           **Total Operating Expense**                   273,420           273,420

47           Augmentation allowed.

48

49       **FOR THE INTEGRATED PUBLIC SAFETY COMMISSION**



1	<b>PROJECT SAFE-T</b>		
2	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
3	Total Operating Expense	13,205,269	13,205,269
4	Augmentation allowed.		
5			
6	<b>FOR THE ADJUTANT GENERAL</b>		
7	Personal Services	8,253,098	8,253,098
8	Other Operating Expense	2,868,184	2,868,184
9	<b>DISABLED SOLDIERS' PENSION</b>		
10	Other Operating Expense	1	1
11	Augmentation allowed.		
12	<b>MUTC - MUSCATATUCK URBAN TRAINING CENTER</b>		
13	Total Operating Expense	2,600,000	2,600,000
14	<b>GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND</b>		
15	Total Operating Expense		320,000

The above appropriations for the adjutant general governor's civil and military contingency fund are made under IC 10-16-11-1.

**FOR THE CRIMINAL JUSTICE INSTITUTE**

21	<b>ADMINISTRATIVE MATCH</b>		
22	Total Operating Expense	440,467	440,467
23	<b>DRUG ENFORCEMENT MATCH</b>		
24	Total Operating Expense	2,846,955	2,846,955
25	<b>VICTIM AND WITNESS ASSISTANCE FUND</b>		
26	Victim and Witness Assistance Fund (IC 5-2-6-14)		
27	Total Operating Expense	630,902	630,902
28	Augmentation allowed.		
29	<b>ALCOHOL AND DRUG COUNTERMEASURES</b>		
30	Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)		
31	Total Operating Expense	386,000	386,000
32	Augmentation allowed.		
33	<b>STATE DRUG FREE COMMUNITIES FUND</b>		
34	State Drug Free Communities Fund (IC 5-2-10-2)		
35	Total Operating Expense	527,477	527,477
36	Augmentation allowed.		
37	<b>INDIANA SAFE SCHOOLS</b>		
38	General Fund		
39	Total Operating Expense	1,660,300	1,660,300
40	Indiana Safe Schools Fund (IC 5-2-10.1-2)		
41	Total Operating Expense	400,052	400,052
42	Augmentation allowed from Indiana Safe Schools Fund.		

Of the above appropriations for the Indiana safe schools program, \$1,317,000 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and \$750,000 is appropriated annually for use in providing training to school safety specialists.

**OFFICE OF TRAFFIC SAFETY**



1       **Motor Vehicle Highway Account (IC 8-14-1)**  
2           **Personal Services**                   **571,560**                   **571,560**  
3           **Other Operating Expense**           **11,069,560**           **11,069,560**  
4           **Augmentation allowed.**  
5  
6       The above appropriation for the office of traffic safety is from the motor vehicle  
7       highway account and may be used to fund traffic safety projects that are included  
8       in a current highway safety plan approved by the governor and the budget agency.  
9       The department shall apply to the national highway traffic safety administration  
10       for reimbursement of all eligible project costs. Any federal reimbursement received  
11       by the department for the highway safety plan shall be deposited into the motor vehicle  
12       highway account.

13  
14       **PROJECT IMPACT**  
15           **Total Operating Expense**                   **196,000**                   **196,000**  
16       **VICTIMS OF VIOLENT CRIME ADMINISTRATION**  
17           **Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)**  
18           **Personal Services**                   **142,988**                   **195,890**  
19           **Other Operating Expense**           **2,318,098**           **2,331,298**  
20           **Augmentation allowed.**

21  
22       **FOR THE CORONERS' TRAINING BOARD**  
23           **Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)**  
24           **Personal Services**                   **10,000**                   **10,000**  
25           **Other Operating Expense**           **390,000**                   **390,000**  
26           **Augmentation allowed.**

27  
28       **FOR THE LAW ENFORCEMENT TRAINING ACADEMY**  
29           **From the General Fund**  
30                                   **2,190,935**   **2,190,935**  
31           **From the Law Enforcement Academy Training Fund (IC 5-2-1-13(b))**  
32                                   **2,220,046**   **2,220,046**  
33           **Augmentation allowed from Law Enforcement Academy Training Fund.**

34  
35       The amounts specified from the General Fund and the Law Enforcement Training  
36       Fund are for the following purposes:

37  
38           **Personal Services**                   **3,547,811**                   **3,547,811**  
39           **Other Operating Expense**           **863,170**                   **863,170**  
40

41       **C. REGULATORY AND LICENSING**

42  
43       **FOR THE BUREAU OF MOTOR VEHICLES**  
44           **Motor Vehicle Highway Account (IC 8-14-1)**  
45           **Personal Services**                   **20,312,250**           **20,312,250**  
46           **Other Operating Expense**           **15,357,889**           **15,357,889**  
47           **Augmentation allowed.**  
48       **LICENSE PLATES**  
49           **Motor Vehicle Highway Account (IC 8-14-1)**



	<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>15,928,890</b>	<b>5,600,000</b>
2	Augmentation allowed.		
3	<b>DEALER INVESTIGATOR EXPENSES</b>		
4	<b>Motor Vehicle Odometer Fund (IC 9-29-1-5)</b>		
5	<b>Total Operating Expense</b>	<b>207,766</b>	<b>207,766</b>
6	Augmentation allowed.		
7	<b>FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION</b>		
8	<b>Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)</b>		
9	<b>Total Operating Expense</b>	<b>6,858,480</b>	<b>6,858,480</b>
10	Augmentation allowed.		
11	<b>ABANDONED VEHICLES</b>		
12	<b>Abandoned Vehicle Fund (IC 9-22-1-28)</b>		
13	<b>Total Operating Expense</b>	<b>463,207</b>	<b>463,207</b>
14	Augmentation allowed.		
15	<b>STATE MOTOR VEHICLE TECHNOLOGY</b>		
16	<b>State Motor Vehicle Technology Fund (IC 9-29-16-1)</b>		
17	<b>Total Operating Expense</b>	<b>5,424,425</b>	<b>5,424,425</b>
18	Augmentation allowed.		
19			
20	<b>FOR THE DEPARTMENT OF LABOR</b>		
21	<b>Personal Services</b>	<b>918,171</b>	<b>918,171</b>
22	<b>Other Operating Expense</b>	<b>124,192</b>	<b>124,192</b>
23	<b>INDUSTRIAL HYGIENE</b>		
24	<b>Personal Services</b>	<b>1,256,421</b>	<b>1,256,421</b>
25	<b>Other Operating Expense</b>	<b>152,287</b>	<b>152,287</b>
26	<b>BUREAU OF MINES AND MINE SAFETY</b>		
27	<b>Personal Services</b>	<b>184,738</b>	<b>184,738</b>
28	<b>Other Operating Expense</b>	<b>45,998</b>	<b>45,998</b>
29	<b>M.I.S. RESEARCH AND STATISTICS</b>		
30	<b>Personal Services</b>	<b>239,744</b>	<b>239,744</b>
31	<b>Other Operating Expense</b>	<b>26,014</b>	<b>26,014</b>

32  
33 The above funds are appropriated to occupational safety and health, industrial hygiene,  
34 and management information services research and statistics to provide the total  
35 program cost of the Indiana occupational safety and health plan as approved by the  
36 United States Department of Labor. Inasmuch as the state is eligible to receive  
37 from the federal government partial reimbursement of the state's total Indiana occupational  
38 safety and health plan program cost, it is the intention of the general assembly  
39 that the department of labor make application to the federal government for the federal  
40 share of the total program cost. Federal funds received shall be considered a reimbursement  
41 of state expenditures and as such shall be deposited into the state general fund.

42  
43 The above appropriation for personal services to the Bureau of Mines and Mine Safety  
44 includes an amount for the employment of an additional mine safety inspector for  
45 the Bureau of Mines and Mine Safety at a salary of at least \$53,000 and fringe benefits  
46 of \$21,767. The above appropriation for other operating expense includes \$30,000  
47 for the purchase of additional mine rescue equipment. The amount provided for these  
48 purposes may not be used for any other purpose.  
49



1	<b>OCCUPATIONAL SAFETY AND HEALTH</b>		
2	Personal Services	2,278,287	2,278,287
3	Other Operating Expense	326,318	326,318
4	<b>EMPLOYMENT OF YOUTH</b>		
5	Employment of Youth Fund (IC 20-33-3-42)		
6	Total Operating Expense	75,473	75,473
7	Augmentation allowed.		
8	<b>BUREAU OF SAFETY EDUCATION AND TRAINING</b>		
9	Special Fund for Safety and Health Consultation Service (IC 22-8-1.1-48)		
10	Personal Services	856,406	856,406
11	Other Operating Expense	227,884	227,884
12	Augmentation allowed.		
13			
14	Federal cost reimbursements for expenses attributable to the Bureau of Safety Education		
15	and Training appropriations shall be deposited into the special fund for safety and		
16	health consultation services.		
17			
18	<b>FOR THE DEPARTMENT OF INSURANCE</b>		
19	From the General Fund		
20	4,897,996	4,897,996	
21	From the Department of Insurance Fund (IC 27-1-3-28)		
22	1,916,149	1,916,149	
23	Augmentation allowed from the Department of Insurance Fund.		
24			
25	The amounts specified from the General Fund and the Department of Insurance Fund		
26	are for the following purposes:		
27			
28	Personal Services	5,544,812	5,544,812
29	Other Operating Expense	1,269,333	1,269,333
30			
31	<b>BAIL BOND DIVISION</b>		
32	Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)		
33	Personal Services	177,215	177,215
34	Other Operating Expense	11,280	11,280
35	Augmentation allowed.		
36	<b>PATIENTS' COMPENSATION AUTHORITY</b>		
37	Patient's Compensation Fund (IC 34-18-6-1)		
38	Personal Services	722,263	722,263
39	Other Operating Expense	1,322,435	1,322,435
40	Augmentation allowed.		
41	<b>POLITICAL SUBDIVISION RISK MANAGEMENT</b>		
42	Political Subdivision Risk Management Fund (IC 27-1-29-10)		
43	Personal Services	109,874	109,874
44	Other Operating Expense	802,850	802,850
45	Augmentation allowed.		
46	<b>MINE SUBSIDENCE INSURANCE</b>		
47	Mine Subsidence Insurance Fund (IC 27-7-9-7)		
48	Personal Services	119,154	119,154
49	Other Operating Expense	802,060	802,060



1	Augmentation allowed.		
2			
3	<b>FOR THE ALCOHOL AND TOBACCO COMMISSION</b>		
4	Enforcement and Administration Fund (IC 7.1-4-10-1)		
5	Personal Services	8,108,248	8,108,248
6	Other Operating Expense	2,424,940	2,424,940
7	Augmentation allowed.		
8	<b>ALCOHOLIC BEVERAGE ENFORCEMENT OFFICERS' TRAINING</b>		
9	Alcoholic Beverage Commission Enforcement Officers' Training Fund (IC 5-2-8-8)		
10	Total Operating Expense	3,500	3,500
11	Augmentation allowed from the Alcoholic Beverage Enforcement Officers' Training Fund.		
12			
13	<b>FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS</b>		
14	Financial Institutions Fund (IC 28-11-2-9)		
15	Personal Services	6,787,643	6,787,643
16	Other Operating Expense	1,764,048	1,703,411
17	Augmentation allowed.		
18			
19	<b>FOR THE PROFESSIONAL LICENSING AGENCY</b>		
20	Personal Services	4,769,078	4,769,078
21	Other Operating Expense	1,130,056	1,130,056
22	<b>PRENEED CONSUMER PROTECTION</b>		
23	Preneed Consumer Protection Fund (IC 30-2-13-28)		
24	Total Operating Expense	15,000	15,000
25	Augmentation allowed.		
26	<b>EMBALMERS' AND FUNERAL DIRECTORS' EDUCATION</b>		
27	Funeral Service Education Fund (IC 25-15-9-13)		
28	Total Operating Expense	5,000	5,000
29	Augmentation allowed.		
30			
31	<b>FOR THE CIVIL RIGHTS COMMISSION</b>		
32	Personal Services	1,969,921	1,969,921
33	Other Operating Expense	406,447	406,447
34			
35	It is the intention of the general assembly that the civil rights commission shall		
36	apply to the federal government for funding based upon the processing of employment		
37	and housing discrimination complaints by the civil rights commission. Such federal		
38	funds received by the state shall be considered as a reimbursement of state expenditures		
39	and shall be deposited into the state general fund.		
40			
41	<b>MARTIN LUTHER KING JR. HOLIDAY COMMISSION</b>		
42	Total Operating Expense	20,000	20,000
43			
44	<b>FOR THE UTILITY CONSUMER COUNSELOR</b>		
45	Public Utility Fund (IC 8-1-6-1)		
46	Personal Services	4,524,732	4,524,732
47	Other Operating Expense	1,081,422	1,081,422
48	Augmentation allowed.		
49			



1	<b>EXPERT WITNESS FEES AND AUDIT</b>		
2	Public Utility Fund (IC 8-1-6-1)		
3	Total Operating Expense		1,550,000
4	Augmentation allowed.		
5			
6	<b>FOR THE UTILITY REGULATORY COMMISSION</b>		
7	Public Utility Fund (IC 8-1-6-1)		
8	Personal Services	6,454,330	6,454,330
9	Other Operating Expense	2,192,411	2,192,411
10	Augmentation allowed.		
11			
12	<b>FOR THE WORKERS' COMPENSATION BOARD</b>		
13	From the General Fund		
14		2,062,635	2,062,635
15	Workers' Compensation Supplemental Administration Fund (IC 22-3-5-6)		
16		114,210	114,210
17	Augmentation allowed.		
18			
19	The amounts specified from the general fund and the workers' compensation supplemental		
20	administrative fund are for the following purposes:		
21			
22	Personal Services	1,983,762	1,983,762
23	Other Operating Expense	193,083	193,083
24			
25	<b>FOR THE STATE BOARD OF ANIMAL HEALTH</b>		
26	Personal Services	4,395,935	4,395,935
27	Other Operating Expense	1,023,027	925,027
28	<b>INDEMNITY FUND</b>		
29	Total Operating Expense		45,788
30	Augmentation allowed.		
31	<b>MEAT &amp; POULTRY INSPECTION</b>		
32	Total Operating Expense	1,861,010	1,861,010
33			
34	<b>FOR THE DEPARTMENT OF HOMELAND SECURITY</b>		
35	From the General Fund		
36		1,646,556	1,646,556
37	From the Fire and Building Services Fund (IC 22-12-6-1)		
38		14,996,403	14,996,403
39	Augmentation allowed from the fire and building services fund.		
40			
41	The amounts specified from the general fund and the fire and building services fund are		
42	for the following purposes:		
43			
44	Personal Services	12,649,394	12,649,394
45	Other Operating Expense	3,993,565	3,993,565
46			
47	<b>REGIONAL PUBLIC SAFETY TRAINING</b>		
48	Total Operating Expense	1,000,000	1,000,000
49	Augmentation allowed, not to exceed revenues collected from the public safety fee		



1 imposed by IC 22-11-14-12.

2  
3 Any unexpended balances in the FY 2006-2007 appropriation for regional public safety training  
4 remain appropriated and are available for expenditure.

5  
6 **EMERGENCY MANAGEMENT CONTINGENCY FUND**

7 **Total Operating Expense** **242,500** **242,500**

8  
9 The above appropriations for the emergency management contingency fund are made under  
10 IC 10-14-3-28. The above appropriations shall be in addition to any unexpended balances in  
11 the fund as of June 30, 2007.

12  
13 **DIRECTION CONTROL AND WARNING**

14 **Total Operating Expense** **30,182** **30,182**

15 **INDIVIDUAL AND FAMILY ASSISTANCE**

16 **Total Operating Expense** **1** **1**

17 **Augmentation allowed.**

18 **PUBLIC ASSISTANCE**

19 **Total Operating Expense** **1** **1**

20 **Augmentation allowed.**

21 **INDIANA HOMELAND SECURITY FUND**

22 **From the Indiana Homeland Security Fund (IC 10-15-3-1)**

23 **Total Operating Expense** **520,000** **520,000**

24 **Augmentation allowed.**

25 **INDIANA EMERGENCY RESPONSE COMMISSION**

26 **From the Emergency Planning and Right to Know Fund (IC 6-6-10-5 & 7)**

27 **Total Operating Expense** **45,408** **45,408**

28 **Augmentation allowed.**

29 **STATE DISASTER RELIEF FUND**

30 **From the State Disaster Relief Fund (IC 10-14-4-5)**

31 **Total Operating Expense** **1,000,000** **1,000,000**

32 **Augmentation allowed, not to exceed revenues collected from the public safety fee**  
33 **imposed by IC 22-11-14-12.**

34 **INDIANA INTELLIGENCE FUSION CENTER**

35 **From the Fire and Building Services Fund (IC 22-12-6-1)**

36 **Total Operating Expense** **399,585** **2,110,730**

37 **Augmentation allowed.**

38  
39 **SECTION 5. [EFFECTIVE JULY 1, 2007]**

40  
41 **CONSERVATION AND ENVIRONMENT**

42  
43 **A. NATURAL RESOURCES**

44  
45 **FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION**

46 **Personal Services** **7,778,972** **7,778,972**

47 **Other Operating Expense** **1,185,019** **1,185,019**

48 **ENTOMOLOGY AND PLANT PATHOLOGY DIVISION**

49 **Personal Services** **653,552** **653,552**



1	Other Operating Expense	161,137	161,137	
2	ENTOMOLOGY AND PLANT PATHOLOGY FUND (IC 14-24-10-3)			
3	Total Operating Expense			693,756
4	Augmentation allowed.			
5	ENGINEERING DIVISION			
6	Personal Services	1,644,141	1,644,141	
7	Other Operating Expense	123,151	123,151	
8	STATE MUSEUM			
9	Personal Services	5,593,509	5,593,509	
10	Other Operating Expense	1,931,841	1,931,841	
11	HISTORIC PRESERVATION DIVISION			
12	Personal Services	879,579	879,579	
13	Other Operating Expense	72,484	72,484	
14	HISTORIC PRESERVATION - FEDERAL			
15	Total Operating Expense	70,000	70,000	
16	STATE HISTORIC SITES			
17	Personal Services	2,483,942	2,483,942	
18	Other Operating Expense	627,287	627,287	
19				
20	From the above appropriations, \$75,000 in each state fiscal year shall be used for			
21	the Grissom Museum.			
22				
23	WABASH RIVER HERITAGE CORRIDOR			
24	Total Operating Expense	91,000	91,000	
25	OUTDOOR RECREATION DIVISION			
26	Personal Services	625,218	625,218	
27	Other Operating Expense	42,800	42,800	
28	NATURE PRESERVES DIVISION			
29	Personal Services	906,847	906,847	
30	Other Operating Expense	76,303	76,303	
31	WATER DIVISION			
32	Personal Services	4,369,300	4,369,300	
33	Other Operating Expense	479,605	479,605	
34				
35	All revenues accruing from state and local units of government and from private utilities			
36	and industrial concerns as a result of water resources study projects, and as a result			
37	of topographic and other mapping projects, shall be deposited into the state general			
38	fund, and such receipts are hereby appropriated, in addition to the foregoing amounts,			
39	for water resources studies.			
40				
41	GREAT LAKES COMMISSION			
42	Other Operating Expense	61,000	61,000	
43	DEER RESEARCH AND MANAGEMENT			
44	Deer Research and Management Fund (IC 14-22-5-2)			
45	Total Operating Expense	268,788	268,788	
46	Augmentation allowed.			
47	OIL AND GAS DIVISION			
48	From the General Fund			
49		876,949	876,949	



1 From the Oil and Gas Fund (IC 6-8-1-27)  
2 528,269 528,269  
3 Augmentation allowed from Oil and Gas Fund.  
4

5 The amounts specified from the General Fund and the Oil and Gas Fund are for the  
6 following purposes:  
7

8 Personal Services	1,145,545	1,145,545
9 Other Operating Expense	259,673	259,673

10  
11 **STATE PARKS AND RESERVOIRS**

12 From the General Fund  
13 12,463,162 12,463,162  
14 From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)  
15 20,340,440 20,340,440  
16 Augmentation allowed from State Parks and Reservoirs Special Revenue Fund.  
17

18 The amounts specified from the General Fund and the State Parks and Reservoirs  
19 Special Revenue Fund are for the following purposes:  
20

21 Personal Services	24,161,700	24,161,700
22 Other Operating Expense	8,641,902	8,641,902

23  
24 **OFF-ROAD VEHICLE AND SNOWMOBILE FUND**

25 Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)  
26 Total Operating Expense 300,000 300,000  
27 Augmentation allowed.

28 **LAW ENFORCEMENT DIVISION**

29 From the General Fund  
30 9,802,550 9,802,550  
31 From the Fish and Wildlife Fund (IC 14-22-3-2)  
32 11,757,240 11,757,240  
33 Augmentation allowed from the Fish and Wildlife Fund.  
34

35 The amounts specified from the General Fund and the Fish and Wildlife Fund are for  
36 the following purposes:  
37

38 Personal Services	17,737,843	17,737,843
39 Other Operating Expense	3,821,947	3,821,947

40  
41 **FISH AND WILDLIFE DIVISION**

42 Fish and Wildlife Fund (IC 14-22-3-2)  
43 Personal Services 12,516,802 12,516,802  
44 Other Operating Expense 5,306,937 5,306,937  
45 Augmentation allowed.

46 **FORESTRY DIVISION**

47 From the General Fund  
48 1,087,227 1,087,227  
49 From the State Forestry Fund (IC 14-23-3-2)



1                                   11,327,465   11,327,465  
2       **Augmentation allowed from the State Forestry Fund.**

3  
4       **The amounts specified from the General Fund and the State Forestry Fund are**  
5       **for the following purposes:**

6			
7	Personal Services	7,912,404	7,912,404
8	Other Operating Expense	4,502,288	4,502,288
9			

10       **All money expended by the division of forestry of the department of natural resources**  
11       **for the detention and suppression of forest, grassland, and wasteland fires shall**  
12       **be through the enforcement division of the department, and the employment with such**  
13       **money of all personnel, with the exception of emergency labor, shall be in accordance**  
14       **with IC 14-9-8.**

15  
16       **RECLAMATION DIVISION**  
17       **From the General Fund**

18		1,478	1,478
19	From the Natural Resources Reclamation Division Fund (IC 14-34-14-2)		
20		4,931,999	4,931,999

21       **Augmentation allowed from the Natural Resources Reclamation Division Fund.**

22  
23       **The amounts specified from the General Fund and the Natural Resources Reclamation**  
24       **Division Fund are for the following purposes:**

25			
26	Personal Services	4,253,559	4,253,559
27	Other Operating Expense	679,918	679,918
28			

29       **In addition to any of the foregoing appropriations for the department of natural**  
30       **resources, any federal funds received by the state of Indiana for support of approved**  
31       **outdoor recreation projects for planning, acquisition, and development under the**  
32       **provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated**  
33       **for the uses and purposes for which the funds were paid to the state, and shall be**  
34       **distributed by the department of natural resources to state agencies and other governmental**  
35       **units in accordance with the provisions under which the funds were received.**

36  
37       **LAKE MICHIGAN COASTAL PROGRAM**

38	Cigarette Tax Fund (IC 6-7-1-29.1)		
39	Total Operating Expense	134,547	134,547
40	Augmentation allowed.		

41       **LAKE AND RIVER ENHANCEMENT**

42	Lake and River Enhancement Fund (IC 6-6-11-12.5)		
43	Total Operating Expense		4,685,856
44	Augmentation allowed.		

45       **CONSERVATION OFFICERS' MARINE ENFORCEMENT FUND**

46	Lake and River Enhancement Fund (IC 6-6-11-12.5)		
47	Total Operating Expense	820,000	820,000
48	Augmentation allowed.		
49			



**B. OTHER NATURAL RESOURCES**

**FOR THE WORLD WAR MEMORIAL COMMISSION**

Personal Services	1,001,309	1,001,309
Other Operating Expense	534,125	534,125

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

**FOR THE WHITE RIVER PARK COMMISSION**

Total Operating Expense	1,218,267	1,218,267
-------------------------	-----------	-----------

**FOR THE MAUMEE RIVER BASIN COMMISSION**

Total Operating Expense	75,000	75,000
-------------------------	--------	--------

**FOR THE ST. JOSEPH RIVER BASIN COMMISSION**

Total Operating Expense	65,127	65,127
-------------------------	--------	--------

**C. ENVIRONMENTAL MANAGEMENT**

**FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
ADMINISTRATION**

**From the General Fund**

4,320,865	4,320,865
-----------	-----------

**From the State Solid Waste Management Fund (IC 13-20-22-2)**

111,482	122,493
---------	---------

**From the Waste Tire Management Fund (IC 13-20-13-8)**

44,784	46,088
--------	--------

**From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

720,075	615,736
---------	---------

**From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

812,454	825,445
---------	---------

**From the Environmental Management Special Fund (IC 13-14-12-1)**

83,604	93,766
--------	--------

**From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

199,570	206,379
---------	---------

**From the Asbestos Trust Fund (IC 13-17-6-3)**

28,829	32,854
--------	--------

**From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**

36,678	37,746
--------	--------

**From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)**

1,949,685	2,006,468
-----------	-----------

**From the Lead Trust Fund (IC 13-17-14-6)**

1,330	1,516
-------	-------

Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental



1       **Management Permit Operation Fund, Environmental Management Special Fund,**  
2       **Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground**  
3       **Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess**  
4       **Liability Trust Fund, and Lead Trust Fund.**

5

6       **The amounts specified from the General Fund, State Solid Waste Management Fund, Waste**  
7       **Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental**  
8       **Management Permit Operation Fund, Environmental Management Special Fund, Hazardous**  
9       **Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage**  
10      **Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,**  
11      **and Lead Trust Fund are for the following purposes:**

12

13 <b>Personal Services</b>	<b>5,829,424</b>	<b>5,829,424</b>
14 <b>Other Operating Expense</b>	<b>2,479,932</b>	<b>2,479,932</b>

15

16       **LABORATORY CONTRACTS**

17       **General Fund**

18

18 <b>244,886</b>	<b>113,746</b>	
19 <b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
20 <b>671,809</b>	<b>802,949</b>	

21

21 <b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
22 <b>1,565,126</b>	<b>1,565,126</b>	

23

23       **Augmentation allowed from the Environmental Management Special Fund and the**  
24       **Hazardous Substances Response Trust Fund.**

25

26       **The amounts specified from the General Fund, Environmental Management Special Fund,**  
27       **and the Hazardous Substance Response Trust Fund are for the following purpose:**

28

28 <b>Total Operating Expense</b>	<b>2,481,821</b>	<b>2,481,821</b>
-----------------------------------	------------------	------------------

29

30       **NORTHWEST REGIONAL OFFICE**

31       **From the General Fund**

32

32 <b>589,301</b>	<b>589,601</b>	
33 <b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
34 <b>34,569</b>	<b>40,242</b>	

35

35 <b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
36 <b>18,810</b>	<b>20,232</b>	

37

37 <b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
38 <b>434,188</b>	<b>393,452</b>	

39

39 <b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
40 <b>280,387</b>	<b>297,510</b>	

41

41 <b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
42 <b>29,198</b>	<b>34,682</b>	

43

43 <b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
44 <b>81,723</b>	<b>88,280</b>	

45

45 <b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
46 <b>17,383</b>	<b>20,993</b>	

47

47 <b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
48 <b>15,405</b>	<b>16,570</b>	

49

49 <b>From the Lead Trust Fund (IC 13-17-14-6)</b>		
--	--	--



1 802 969

2 **Augmentation allowed from the State Solid Waste Management Fund, Waste Tire**

3 **Management Fund, Title V Operating Permit Program Trust Fund, Environmental**

4 **Management Permit Operation Fund, Environmental Management Special Fund,**

5 **Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground**

6 **Petroleum Storage Tank Trust Fund, and Lead Trust Fund.**

8 The amounts specified from the General Fund, State Solid Waste Management Fund, Waste  
9 Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental  
10 Management Permit Operation Fund, Environmental Management Special Fund, Hazardous  
11 Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage  
12 Tank Trust Fund, and Lead Trust Fund are for the following purposes:

14	Personal Services	1,275,506	1,275,506
15	Other Operating Expense	226,260	227,025

## 17 NORTHERN REGIONAL OFFICE

18	From the General Fund		
19		431,985	462,585
20	From the State Solid Waste Management Fund (IC 13-20-22-2)		
21		45,014	55,768
22	From the Waste Tire Management Fund (IC 13-20-13-8)		
23		12,246	14,019
24	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
25		376,914	363,498
26	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
27		288,572	326,712
28	From the Environmental Management Special Fund (IC 13-14-12-1)		
29		29,549	36,621
30	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
31		57,061	65,943
32	From the Asbestos Trust Fund (IC 13-17-6-3)		
33		15,090	19,395
34	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
35		10,030	11,481
36	From the Lead Trust Fund (IC 13-17-14-6)		
37		696	895

38 **Augmentation allowed from the State Solid Waste Management Fund,**  
39 **Waste Tire Management Fund, Title V Operating Permit Program Trust Fund,**  
40 **Environmental Management Permit Operation Fund, Environmental Management**  
41 **Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund,**  
42 **Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.**

44 The amounts specified from the General Fund, State Solid Waste Management Fund, Waste  
45 Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental  
46 Management Permit Operation Fund, Environmental Management Special Fund, Hazardous  
47 Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage  
48 Tank Trust Fund, and Lead Trust Fund are for the following purposes:



1	Personal Services	1,082,790	1,082,790
2	Other Operating Expense	184,367	274,127

3

4

#### **SOUTHWEST REGIONAL OFFICE**

5

From the General Fund

6

424,876 424,876

7

From the State Solid Waste Management Fund (IC 13-20-22-2)

8

121,800 126,933

9

From the Waste Tire Management Fund (IC 13-20-13-8)

10

16,630 17,443

11

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

12

191,931 169,603

13

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

14

190,303 196,487

15

From the Environmental Management Special Fund (IC 13-14-12-1)

16

40,662 44,735

17

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

18

87,872 91,902

19

From the Asbestos Trust Fund (IC 13-17-6-3)

20

7,684 9,050

21

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

22

13,620 14,286

23

From the Lead Trust Fund (IC 13-17-14-6)

24

355 418

25

Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.

26

27

28

29

30

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund are for the following purposes:

31

32

33

34

35

36

Personal Services	911,741	911,741
-------------------	---------	---------

37

Other Operating Expense	183,992	183,992
-------------------------	---------	---------

38

39

40

41

#### **LEGAL AFFAIRS**

42

From the General Fund

43

532,441 532,441

44

From the State Solid Waste Management Fund (IC 13-20-22-2)

45

27,157 31,023

46

From the Waste Tire Management Fund (IC 13-20-13-8)

47

8,708 9,158

48

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

49

111,467 99,121



1	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
2		167,294	174,261
3	From the Environmental Management Special Fund (IC 13-14-12-1)		
4		17,879	20,559
5	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
6		39,744	42,151
7	From the Asbestos Trust Fund (IC 13-17-6-3)		
8		4,463	5,289
9	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
10		7,132	7,500
11	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
12		379,114	398,678
13	From the Lead Trust Fund (IC 13-17-14-6)		
14		206	244
15	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
16	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
17	Management Permit Operation Fund, Environmental Management Special Fund,		
18	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
19	Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess		
20	Liability Trust Fund, and Lead Trust Fund.		

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund are for the following purposes:

29	Personal Services	806,542	806,542
30	Other Operating Expense	489,063	513,883

#### ENFORCEMENT

33	From the General Fund		
34		1,093,915	1,093,915
35	From the State Solid Waste Management Fund (IC 13-20-22-2)		
36		3,592	4,118
37	From the Waste Tire Management Fund (IC 13-20-13-8)		
38		77,266	80,138
39	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
40		308,247	275,056
41	From the Environmental Management Special Fund (IC 13-14-12-1)		
42		78,809	92,721
43	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
44		312,003	323,089
45	From the Asbestos Trust Fund (IC 13-17-6-3)		
46		12,341	14,676
47	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
48		63,281	65,633
49	From the Lead Trust Fund (IC 13-17-14-6)		



1  
2  
3  
4  
5  
6

7  
8  
9  
10  
11

13  
14  
15

## 16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37  
38  
39  
40  
41  
42

43  
44  
45  
46  
47  
48

49



1	Other Operating Expense	94,459	94,459
2			
3	<b>MEDIA AND COMMUNICATIONS</b>		
4	From the General Fund		
5	446,898	446,898	
6	From the State Solid Waste Management Fund (IC 13-20-22-2)		
7	10,068	10,137	
8	From the Waste Tire Management Fund (IC 13-20-13-8)		
9	5,710	5,941	
10	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
11	63,743	49,770	
12	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
13	78,335	79,708	
14	From the Environmental Management Special Fund (IC 13-14-12-1)		
15	8,391	9,403	
16	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
17	24,734	25,637	
18	From the Asbestos Trust Fund (IC 13-17-6-3)		
19	2,552	2,656	
20	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
21	4,676	4,866	
22	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
23	248,571	258,657	
24	From the Lead Trust Fund (IC 13-17-14-6)		
25	118	123	
26	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
27	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
28	Management Permit Operation Fund, Environmental Management Special Fund,		
29	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
30	Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess		
31	Liability Trust Fund, and Lead Trust Fund.		
32			
33	The amounts specified from the General Fund, State Solid Waste Management Fund, Waste		
34	Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
35	Management Permit Operation Fund, Environmental Management Special Fund, Hazardous		
36	Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage		
37	Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,		
38	and Lead Trust Fund are for the following purposes:		
39			
40	Personal Services	833,910	833,910
41	Other Operating Expense	59,886	59,886
42			
43	<b>COMMUNITY RELATIONS</b>		
44	From the General Fund		
45	462,989	462,989	
46	From the State Solid Waste Management Fund (IC 13-20-22-2)		
47	15,009	15,112	
48	From the Waste Tire Management Fund (IC 13-20-13-8)		
49	8,512	8,858	



1	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
2		95,031	74,199
3	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
4		116,785	118,832
5	From the Environmental Management Special Fund (IC 13-14-12-1)		
6		12,509	14,018
7	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
8		36,875	38,220
9	From the Asbestos Trust Fund (IC 13-17-6-3)		
10		3,805	3,959
11	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
12		6,972	7,254
13	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
14		370,579	385,618
15	From the Lead Trust Fund (IC 13-17-14-6)		
16		176	183
17	Augmentation allowed from the State Solid Waste Management Fund,		
18	Waste Tire Management Fund, Title V Operating Permit Program Trust Fund,		
19	Environmental Management Permit Operation Fund, Environmental Management		
20	Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund,		
21	Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage		
22	Tank Excess Liability Trust Fund, and Lead Trust Fund.		
23			
24	The amounts specified from the General Fund, State Solid Waste Management Fund, Waste		
25	Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
26	Management Permit Operation Fund, Environmental Management Special Fund, Hazardous		
27	Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage		
28	Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,		
29	and Lead Trust Fund are for the following purposes:		
30			
31	Personal Services	1,020,294	1,020,294
32	Other Operating Expense	108,948	108,948
33			
34	<b>OHIO RIVER VALLEY WATER SANITATION COMMISSION</b>		
35	Environmental Management Special Fund (IC 13-14-12-1)		
36	Total Operating Expense	252,500	252,500
37	Augmentation allowed.		
38	<b>OFFICE OF ENVIRONMENTAL RESPONSE</b>		
39	Personal Services	2,177,219	2,177,219
40	Other Operating Expense	321,248	353,248
41	<b>POLLUTION PREVENTION AND TECHNICAL ASSISTANCE</b>		
42	Personal Services	1,300,207	1,300,207
43	Other Operating Expense	808,621	808,621
44	<b>PCB INSPECTIONS</b>		
45	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
46	Total Operating Expense	30,561	30,561
47	Augmentation allowed.		
48	<b>U.S. GEOLOGICAL SURVEY CONTRACTS</b>		
49	Environmental Management Special Fund (IC 13-14-12-1)		



1	<b>Total Operating Expense</b>	<b>62,890</b>	<b>62,890</b>
2	Augmentation allowed.		
3	<b>STATE SOLID WASTE GRANTS MANAGEMENT</b>		
4	State Solid Waste Management Fund (IC 13-20-22-2)		
5	Personal Services	385,092	385,092
6	Other Operating Expense	1,378,808	1,378,808
7	Augmentation allowed.		
8	<b>RECYCLING OPERATING</b>		
9	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
10	Personal Services	259,711	259,711
11	Other Operating Expense	90,292	90,292
12	Augmentation allowed.		
13	<b>VOLUNTARY CLEAN-UP PROGRAM</b>		
14	Voluntary Remediation Fund (IC 13-25-5-21)		
15	Personal Services	665,627	665,627
16	Other Operating Expense	229,900	229,900
17	Augmentation allowed.		
18	<b>TITLE V AIR PERMIT PROGRAM</b>		
19	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
20	Personal Services	7,265,027	7,265,027
21	Other Operating Expense	4,501,920	1,564,171
22	Augmentation allowed.		
23	<b>WATER MANAGEMENT PERMITTING</b>		
24	From the General Fund		
25	2,548,364 2,527,288		
26	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
27	5,593,375 5,547,117		
28	Augmentation allowed from the Environmental Management Permit Operation Fund.		
29			
30	The amounts specified from the General Fund and the Environmental Management Permit		
31	Operation Fund are for the following purposes:		
32			
33	Personal Services	6,882,416	6,882,416
34	Other Operating Expense	1,259,323	1,191,989
35			
36	<b>SOLID WASTE MANAGEMENT PERMITTING</b>		
37	From the General Fund		
38	2,337,961 2,311,961		
39	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
40	3,656,812 3,163,482		
41	Augmentation allowed from the Environmental Management Permit Operation Fund.		
42			
43	The amounts specified from the General Fund and the Environmental Management Permit		
44	Operation Fund are for the following purposes:		
45			
46	Personal Services	4,723,666	4,723,666
47	Other Operating Expense	1,271,107	751,777
48			
49	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING</b>		



1       **From the General Fund**  
2                       2,380,469    2,370,335  
3       **From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**  
4                       2,899,411    2,487,311  
5       **Augmentation allowed from the Environmental Management Permit Operation Fund.**

6  
7       **The amounts specified from the General Fund and the Environmental Management Permit**  
8       **Operation Fund are for the following purposes:**

9  
10           **Personal Services**                       4,245,060           4,245,060  
11           **Other Operating Expense**               1,034,820           612,586

12  
13       **SAFE DRINKING WATER PROGRAM**  
14           **From the General Fund**  
15                       438,561       415,228  
16       **From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**  
17                       2,280,509    2,159,176  
18       **Augmentation allowed from the Environmental Management Permit Operation Fund.**

19  
20       **The amounts specified from the General Fund and the Environmental Management Permit**  
21       **Operation Fund are for the following purposes:**

22  
23           **Personal Services**                       1,955,356           1,955,356  
24           **Other Operating Expense**               763,714           619,048

25  
26       **CLEAN VESSEL PUMPOUT**  
27           **Environmental Management Special Fund (IC 13-14-12-1)**  
28           **Total Operating Expense**               129,618           47,122  
29           **Augmentation allowed.**

30       **GROUNDWATER PROGRAM**  
31           **Environmental Management Special Fund (IC 13-14-12-1)**  
32           **Total Operating Expense**               128,839           128,839  
33           **Augmentation allowed.**

34       **UNDERGROUND STORAGE TANK PROGRAM**  
35           **Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**  
36           **Total Operating Expense**               135,959           135,959  
37           **Augmentation allowed.**

38       **AIR MANAGEMENT OPERATING**  
39           **Personal Services**                       466,703           468,372  
40           **Other Operating Expense**               354,057           324,817

41       **WATER MANAGEMENT NONPERMITTING**  
42           **Personal Services**                       2,528,259           2,528,259  
43           **Other Operating Expense**               708,888           708,888

44       **GREAT LAKES INITIATIVE**  
45           **Environmental Management Special Fund (IC 13-14-12-1)**  
46           **Total Operating Expense**               57,207           57,207  
47           **Augmentation allowed.**

48       **OUTREACH OPERATOR TRAINING**  
49           **General Fund**



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>3,059</b>	<b>3,059</b>	
2	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>			
3	<b>Total Operating Expense</b>	<b>6,116</b>	<b>6,116</b>	
4	<b>Augmentation allowed.</b>			
5	<b>LEAKING UNDERGROUND STORAGE TANKS</b>			
6	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>			
7	<b>Personal Services</b>	<b>145,472</b>	<b>145,472</b>	
8	<b>Other Operating Expense</b>	<b>18,201</b>	<b>18,201</b>	
9	<b>Augmentation allowed.</b>			
10	<b>CORE SUPERFUND</b>			
11	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>			
12	<b>Total Operating Expense</b>	<b>28,337</b>	<b>20,737</b>	
13	<b>Augmentation allowed.</b>			
14	<b>AUTO EMISSIONS TESTING PROGRAM</b>			
15	<b>Personal Services</b>	<b>111,387</b>	<b>111,387</b>	
16	<b>Other Operating Expense</b>	<b>5,628,528</b>	<b>5,826,564</b>	
17				
18	The above appropriations for auto emissions testing are the maximum amounts available			
19	for this purpose. If it becomes necessary to conduct additional tests in other locations, the			
20	above appropriations shall be prorated among all locations.			
21				
22	<b>HAZARDOUS WASTE SITE - STATE CLEAN-UP</b>			
23	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>			
24	<b>Personal Services</b>	<b>1,407,860</b>	<b>1,407,860</b>	
25	<b>Other Operating Expense</b>	<b>594,171</b>	<b>594,171</b>	
26	<b>Augmentation allowed.</b>			
27	<b>HAZARDOUS WASTE SITES - NATURAL RESOURCE DAMAGES</b>			
28	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>			
29	<b>Personal Services</b>	<b>181,465</b>	<b>181,465</b>	
30	<b>Other Operating Expense</b>	<b>320,752</b>	<b>320,752</b>	
31	<b>Augmentation allowed.</b>			
32	<b>SUPERFUND MATCH</b>			
33	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>			
34	<b>Total Operating Expense</b>	<b>150,000</b>	<b>150,000</b>	
35	<b>Augmentation allowed.</b>			
36	<b>HOUSEHOLD HAZARDOUS WASTE</b>			
37	<b>Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>			
38	<b>Other Operating Expense</b>	<b>302,000</b>	<b>302,000</b>	
39	<b>Augmentation allowed.</b>			
40	<b>ASBESTOS TRUST - OPERATING</b>			
41	<b>Asbestos Trust Fund (IC 13-17-6-3)</b>			
42	<b>Personal Services</b>	<b>314,003</b>	<b>314,003</b>	
43	<b>Other Operating Expense</b>	<b>157,097</b>	<b>157,097</b>	
44	<b>Augmentation allowed.</b>			
45	<b>UNDERGROUND PETROLEUM STORAGE TANK - OPERATING</b>			
46	<b>Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>			
47	<b>Personal Services</b>	<b>1,009,924</b>	<b>1,009,924</b>	
48	<b>Other Operating Expense</b>	<b>44,876,323</b>	<b>44,876,323</b>	
49	<b>Augmentation allowed.</b>			



1	<b>WASTE TIRE MANAGEMENT</b>		
2	Waste Tire Management Fund (IC 13-20-13-8)		
3	Total Operating Expense	1,054,000	1,054,000
4	Augmentation allowed.		
5	<b>VOLUNTARY COMPLIANCE</b>		
6	Environmental Management Special Fund (IC 13-14-12-1)		
7	Personal Services	166,994	166,994
8	Other Operating Expense	183,752	183,752
9	Augmentation allowed.		
10	<b>ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING</b>		
11	Environmental Management Special Fund (IC 13-14-12-1)		
12	Total Operating Expense	400,000	400,000
13	Augmentation allowed.		
14	<b>SMALL TOWN COMPLIANCE</b>		
15	Environmental Management Special Fund (IC 13-14-12-1)		
16	Total Operating Expense	60,000	60,000
17	Augmentation allowed.		
18	<b>STATE INNOVATION - CLEAN COMMUNITIES CHALLENGE</b>		
19	Total Operating Expense	21,682	0
20	<b>PETROLEUM TRUST - OPERATING</b>		
21	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
22	Personal Services	185,637	185,637
23	Other Operating Expense	377,962	377,962
24	Augmentation allowed.		
25	<b>LEAD BASED PAINT ACTIVITIES PROGRAM</b>		
26	Lead Trust Fund (IC 13-17-14-6)		
27	Total Operating Expense	21,736	21,736
28	Augmentation allowed.		

Notwithstanding any other law, with the approval of the Governor and the budget agency, the above appropriations for hazardous waste management - permitting, wetlands protection, watershed management, groundwater program, underground storage tanks, air management operating, asbestos trust operating, lead based paint activities program, water management nonpermitting, pollution prevention incentives for states, safe drinking water program, and any other appropriation eligible to be included in a performance partnership grant may be used to fund activities incorporated into a performance partnership grant between the United States Environmental Protection Agency and the department of environmental management.

**FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION**

Personal Services	361,013	361,013
Other Operating Expense	108,158	90,282

**SECTION 6. [EFFECTIVE JULY 1, 2007]**

**ECONOMIC DEVELOPMENT**

**A. AGRICULTURE**



**FOR THE DEPARTMENT OF AGRICULTURE**

<b>Personal Services</b>	<b>1,880,083</b>	<b>1,880,083</b>
<b>Other Operating Expense</b>	<b>605,366</b>	<b>605,366</b>

**CLEAN WATER INDIANA**

<b>General Fund</b>		
<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>
<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>		
<b>Total Operating Expense</b>	<b>3,750,000</b>	<b>3,750,000</b>
<b>Augmentation allowed.</b>		

**SOIL CONSERVATION DIVISION**

<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>		
<b>Total Operating Expense</b>	<b>1,937,652</b>	<b>1,937,652</b>
<b>Augmentation allowed.</b>		

**B. COMMERCE**

**FOR THE LIEUTENANT GOVERNOR**

**OFFICE OF RURAL AFFAIRS**

<b>Personal Services</b>	<b>1,514,377</b>	<b>1,514,377</b>
<b>Other Operating Expense</b>	<b>410,322</b>	<b>410,322</b>

**RURAL ECONOMIC DEVELOPMENT FUND**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>3,603,480</b>	<b>3,603,480</b>

**OFFICE OF TOURISM**

<b>Total Operating Expense</b>	<b>4,813,369</b>	<b>4,813,369</b>
--------------------------------	------------------	------------------

**RECYCLING PROMOTION AND ASSISTANCE PROGRAM**

<b>Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
<b>Total Operating Expense</b>	<b>1,395,000</b>	<b>1,395,000</b>
<b>Augmentation allowed.</b>		

**STATE ENERGY PROGRAM**

<b>Total Operating Expense</b>	<b>263,788</b>	<b>263,788</b>
--------------------------------	----------------	----------------

**FOOD ASSISTANCE PROGRAM**

<b>Total Operating Expense</b>	<b>145,506</b>	<b>145,506</b>
--------------------------------	----------------	----------------

**FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION**

**ADMINISTRATIVE AND FINANCIAL SERVICES**

<b>From the General Fund</b>		
	<b>6,611,741</b>	<b>6,611,741</b>
<b>From the Training 2000 Fund (IC 5-28-7-5)</b>		
	<b>185,630</b>	<b>185,630</b>
<b>From the Industrial Development Grant Fund (IC 5-28-25-4)</b>		
	<b>52,139</b>	<b>52,139</b>

The amounts specified from the General Fund, Training 2000 Fund, and Industrial Development Grant Fund are for the following purposes:

<b>Total Operating Expense</b>	<b>6,849,510</b>	<b>6,849,510</b>
--------------------------------	------------------	------------------



<b>INTERNATIONAL TRADE</b>		
<b>Total Operating Expense</b>	<b>1,297,049</b>	<b>1,297,049</b>
<b>ENTERPRISE ZONE PROGRAM</b>		
<b>Indiana Enterprise Zone Fund (IC 5-28-15-6)</b>		
<b>Total Operating Expense</b>	<b>241,860</b>	<b>241,860</b>
Augmentation allowed.		
<b>LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/ REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION (LEDO/REDO) MATCHING GRANT PROGRAM</b>		
<b>Total Operating Expense</b>		<b>1,767,000</b>
<b>TRAINING 2000</b>		
<b>General Fund</b>		
<b>Total Operating Expense</b>		<b>21,529,536</b>
<b>Training 2000 Fund (IC 5-28-7-5)</b>		
<b>Total Operating Expense</b>		<b>4,470,464</b>
Augmentation allowed.		
<b>BUSINESS PROMOTION PROGRAM</b>		
<b>Total Operating Expense</b>		<b>2,112,502</b>
<b>TRADE PROMOTION PROGRAM</b>		
<b>Total Operating Expense</b>	<b>186,000</b>	<b>186,000</b>
<b>ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM</b>		
<b>General Fund</b>		
<b>Total Operating Expense</b>		<b>1,116,000</b>
<b>Economic Development Fund (IC 5-28-8-5)</b>		
<b>Total Operating Expense</b>		<b>384,000</b>
Augmentation allowed.		
<b>INDUSTRIAL DEVELOPMENT GRANT PROGRAM</b>		
<b>General Fund</b>		
<b>Total Operating Expense</b>		<b>11,045,000</b>
<b>Industrial Development Grant Fund (IC 5-28-25-4)</b>		
<b>Total Operating Expense</b>		<b>1,555,000</b>
Augmentation allowed.		
<b>STRATEGIC DEVELOPMENT FUND</b>		
<b>Strategic Development Fund</b>		
<b>Total Operating Expense</b>		<b>30,000</b>
<b>FOR THE INDIANA FINANCE AUTHORITY (IFA)</b>		
<b>CAPITAL ACCESS PROGRAM</b>		
<b>Total Operating Expense</b>		<b>1,155,524</b>
<b>ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM</b>		
<b>Total Operating Expense</b>		<b>2,325,000</b>
<b>PROJECT GUARANTY PROGRAM</b>		
<b>Total Operating Expense</b>		<b>1,674,000</b>
<b>BUSINESS DEVELOPMENT LOAN PROGRAM</b>		
<b>Total Operating Expense</b>		<b>1,860,000</b>
<b>FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY</b>		
<b>INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS</b>		



1	<b>Total Operating Expense</b>	<b>1,600,000</b>	<b>1,800,000</b>
---	--------------------------------	------------------	------------------

2

3 **The housing and community development authority shall collect and report to the family**  
4 **and social services administration (FSSA) all data required for FSSA to meet the**  
5 **data collection and reporting requirements in 45 CFR Part 265.**

6

7 **Family and social services administration, division of family resources shall apply**  
8 **all qualifying expenditures for individual development accounts deposits toward Indiana's**  
9 **maintenance of effort under the federal Temporary Assistance to Needy Families**  
10 **(TANF) program (45 CFR 260 et seq.).**

11

12 **C. EMPLOYMENT SERVICES**

13

14 **FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT**

15

16	<b>ADMINISTRATION</b>		
	<b>Total Operating Expense</b>	<b>1,681,603</b>	<b>1,681,603</b>

17

18 **SEXUAL ASSAULT VICTIMS ASSISTANCE**

19

	<b>Sexual Assault Victims Assistance Account (IC 4-23-25-11(i))</b>		
	<b>Total Operating Expense</b>	<b>49,000</b>	<b>49,000</b>

20

21	<b>WOMEN'S COMMISSION</b>		
	<b>Personal Services</b>	<b>91,480</b>	<b>91,480</b>

22

	<b>Other Operating Expense</b>	<b>23,300</b>	<b>23,300</b>
--	--------------------------------	---------------	---------------

23

24 **NATIVE AMERICAN INDIAN AFFAIRS COMMISSION**

25

	<b>Total Operating Expense</b>	<b>100,000</b>	<b>100,000</b>
--	--------------------------------	----------------	----------------

26

27 **COMMISSION ON HISPANIC/LATINO AFFAIRS**

28

	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
	<b>Total Operating Expense</b>	<b>115,599</b>	<b>115,599</b>

29

30 **The above appropriations are in addition to any funding for the commission derived**  
31 **from funds appropriated to the department of workforce development.**

32

33 **D. OTHER ECONOMIC DEVELOPMENT**

34

35 **FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM**

36

37 **I-LIGHT 2 - BLACK FIBER**

38

	<b>Total Operating Expense</b>	<b>9,000,000</b>
--	--------------------------------	------------------

39

40 **The Indiana higher education telecommunications system shall administer the I-Light**  
41 **2-Black Fiber project.**

42

43 **SECTION 7. [EFFECTIVE JULY 1, 2007]**

44

45 **A. TRANSPORTATION**

46

47 **FOR THE DEPARTMENT OF TRANSPORTATION**

48

49 **For the conduct and operation of the department of transportation, the following**  
**sums are appropriated for the periods designated, from the state general fund, the**  
**public mass transportation fund, the industrial rail service fund, the state highway**



fund, the motor vehicle highway account, the distressed road fund, the state highway road construction and improvement fund, the motor carrier regulation fund, and the crossroads 2000 fund.

#### **INTERMODAL OPERATING**

From the State Highway Fund (IC 8-23-9-54)

491,232	491,232
---------	---------

From the Department of Transportation Administration Fund

13,680	13,680
--------	--------

From the Public Mass Transportation Fund (IC 8-23-3-8)

336,609	336,609
---------	---------

From the Industrial Rail Service Fund (IC 8-3-1.7-2)

336,609	336,609
---------	---------

Augmentation allowed from the State Highway Fund, Public Mass Transportation Fund and Industrial Rail Service Fund.

The amounts specified from the State Highway Fund, the Public Mass Transportation Fund, and the Industrial Rail Service Fund are for the following purposes:

Personal Services	1,096,965	1,096,965
Other Operating Expense	81,165	81,165

#### **INTERMODAL GRANT PROGRAM**

Department of Transportation Administration Fund

Total Operating Expense	42,000	42,000
-------------------------	--------	--------

Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	37,500	37,500
-------------------------	--------	--------

Augmentation allowed from Public Mass Transportation Fund.

#### **RAILROAD GRADE CROSSING IMPROVEMENT**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	500,000	500,000
-------------------------	---------	---------

#### **HIGH SPEED RAIL**

Industrial Rail Service Fund

Matching Funds		40,000
----------------	--	--------

Augmentation allowed.

#### **PUBLIC MASS TRANSPORTATION**

Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	34,874,267	35,583,434
-------------------------	------------	------------

Augmentation allowed.

In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated.

The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a



formula approved by the commissioner of the department of transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601 et seq.), or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

#### **HIGHWAY OPERATING**

State Highway Fund (IC 8-23-9-54)

Personal Services	256,004,351	268,000,991
Other Operating Expense	54,953,221	56,348,993

The above appropriations for personal services and other operating expense include an increase of \$4,325,383 each year to add additional professional staff and equipment to increase the department's plan design and right-of-way capability.

#### **HIGHWAY BUILDINGS AND GROUNDS**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	35,700,000
-------------------------	------------

The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

#### **HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT**

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	20,420,600	20,420,600
-------------------------	------------	------------

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

#### **HIGHWAY MAINTENANCE WORK PROGRAM**

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	75,480,000	76,989,600
-------------------------	------------	------------

The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;



(4) mowing, herbicide application, and brush control;  
 (5) drainage control;  
 (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;  
 (7) materials for snow and ice removal;  
 (8) utility costs for roadway lighting; and  
 (9) other special maintenance and support activities consistent with the highway maintenance work program.

#### **HIGHWAY CAPITAL IMPROVEMENTS**

##### **State Highway Fund (IC 8-23-9-54)**

<b>Right-of-Way Expense</b>	<b>30,000,000</b>	<b>43,200,000</b>
<b>Formal Contracts Expense</b>	<b>64,897,733</b>	<b>46,652,354</b>
<b>Consulting Services Expense</b>	<b>48,000,000</b>	<b>47,200,000</b>
<b>Institutional Road Construction</b>	<b>5,000,000</b>	<b>5,000,000</b>

The above appropriations for the capital improvements program may be used for:

(1) bridge rehabilitation and replacement;  
 (2) road construction, reconstruction, or replacement;  
 (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;  
 (4) relocation and modernization of existing roads;  
 (5) resurfacing;  
 (6) erosion and slide control;  
 (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;  
 (8) small structure replacements;  
 (9) safety and spot improvements; and  
 (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicles and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

(1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).  
 (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.  
 (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.  
 (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.  
 (5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.



If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

#### **HIGHWAY PLANNING AND RESEARCH PROGRAM**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	3,605,000	3,713,150
-------------------------	-----------	-----------

#### **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

State Highway Road Construction Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	63,487,461	64,806,454
-------------------------------	------------	------------

Augmentation allowed.

The above appropriations for the state highway road construction and improvement program are appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds may be used for:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, grade separations;
- (3) relocation and modernization of existing roads;
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects; and
- (5) payment of rentals and leases relating to projects under IC 8-14.5.

#### **CROSSROADS 2000 PROGRAM**

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	35,928,754	36,288,042
------------------------------	------------	------------

Augmentation allowed.

The above appropriations for the crossroads 2000 program are appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds may be used for:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, grade separations;
- (3) relocation and modernization of existing roads;
- (4) right-of-way, relocation, and engineering and consulting expenses associated



with any of the above types of projects; and  
(5) payment of rentals and leases relating to projects under IC 8-14.5.

#### FEDERAL APPORTIONMENT

Right-of-Way Expense	64,000,000	74,700,000
Formal Contracts Expense	425,788,221	492,103,311
Consulting Engineers Expense	149,121,779	108,804,989
Highway Planning and Research	13,390,000	13,791,700
Local Government Revolving Acct.	180,000,000	180,000,000

The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2007-2009 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

#### LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(6); and
- (2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct



the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

#### SECTION 8. [EFFECTIVE JULY 1, 2007]

### FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

#### A. FAMILY AND SOCIAL SERVICES

##### FOR THE BUDGET AGENCY

##### FSSA/DEPARTMENT OF HEALTH INSTITUTIONAL CONTINGENCY FUND

Total Operating Expense	2,000,000
-------------------------	-----------

The above institutional contingency fund shall be allotted upon the recommendation of the budget agency with approval of the governor. This appropriation may be used to supplement individual hospital, state developmental center, and special institutions budgets.

##### INDIANA PRESCRIPTION DRUG PROGRAM

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	7,900,000	7,900,000
-------------------------	-----------	-----------

With the approval of the governor and the budget agency, the above appropriations for the Indiana prescription drug program may be augmented by leveraging for each fiscal year federal Medicaid dollars.

#### FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

##### CHILDREN'S HEALTH INSURANCE PROGRAM

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	31,363,603	33,863,603
-------------------------	------------	------------

##### FAMILY AND SOCIAL SERVICES ADMINISTRATION

Total Operating Expense	13,816,018	13,823,693
-------------------------	------------	------------

##### COMMISSION ON THE SOCIAL STATUS OF BLACK MALES

Total Operating Expense	131,628	131,711
-------------------------	---------	---------

##### OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION

Total Operating Expense	5,462,653	5,462,653
-------------------------	-----------	-----------

##### MEDICAID ADMINISTRATION

Total Operating Expense	49,500,000	49,500,000
-------------------------	------------	------------



# **MEDICAID - CURRENT OBLIGATIONS**

## **General Fund**

<b>Total Operating Expense</b>	<b>1,467,000,000</b>	<b>1,467,000,000</b>
--------------------------------	----------------------	----------------------

The auditor of state shall transfer thirty million dollars (\$30,000,000) from the Indiana Medicaid reserve account to the state general fund before July 1, 2008. The transferred amount shall be used to fund the above appropriations.

The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of P.L.46-1995, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

After June 30, 2008, no allotment of the funds can be made to a private vendor unless approved by the Indiana General Assembly.

## **HOSPITAL CARE FOR THE INDIGENT FUND**

### **Hospital Care for the Indigent Fund (IC 12-16-14-6)**

<b>Total Operating Expense</b>	<b>56,900,000</b>	<b>56,900,000</b>
--------------------------------	-------------------	-------------------

**Augmentation allowed.**

Subject to the approval of the governor and the budget agency, the foregoing appropriations for Medicaid - Current Obligations may be augmented or reduced based on revenues accruing to the hospital care for the indigent fund.

## **MEDICAID DISABILITY ELIGIBILITY EXAMS**

<b>Total Operating Expense</b>	<b>3,195,000</b>	<b>3,195,000</b>
--------------------------------	------------------	------------------

## **MENTAL HEALTH ADMINISTRATION**

<b>Other Operating Expense</b>	<b>2,365,294</b>	<b>2,365,294</b>
--------------------------------	------------------	------------------

## **SERIOUSLY EMOTIONALLY DISTURBED**

<b>Total Operating Expense</b>	<b>16,469,493</b>	<b>16,469,493</b>
--------------------------------	-------------------	-------------------

## **SERIOUSLY MENTALLY ILL**

### **General Fund**

<b>Total Operating Expense</b>	<b>93,862,579</b>	<b>93,862,579</b>
--------------------------------	-------------------	-------------------

### **Mental Health Centers Fund (IC 6-7-1)**

<b>Total Operating Expense</b>	<b>4,445,000</b>	<b>4,445,000</b>
--------------------------------	------------------	------------------

**Augmentation allowed.**

## **COMMUNITY MENTAL HEALTH CENTERS**

### **General Fund**

<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>
--------------------------------	------------------	------------------

### **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**



1	<b>Total Operating Expense</b>	<b>2,000,000</b>	<b>2,000,000</b>
---	--------------------------------	------------------	------------------

2

3 The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition  
 4 to other funds. The above appropriations for comprehensive community mental health  
 5 services include the intragovernmental transfers necessary to provide the nonfederal  
 6 share of reimbursement under the Medicaid rehabilitation option.

7

8 The comprehensive community mental health centers shall submit their proposed annual  
 9 budgets (including income and operating statements) to the budget agency on or before  
 10 August 1 of each year. All federal funds shall be applied in augmentation of the  
 11 foregoing funds rather than in place of any part of the funds. The office of the  
 12 secretary, with the approval of the budget agency, shall determine an equitable allocation  
 13 of the appropriation among the mental health centers.

14

15 **GAMBLERS' ASSISTANCE**

16 Gamblers' Assistance Fund (IC 4-33-12-6)

17	<b>Total Operating Expense</b>	<b>4,250,000</b>	<b>4,250,000</b>
----	--------------------------------	------------------	------------------

18 **SUBSTANCE ABUSE TREATMENT**

19	<b>Total Operating Expense</b>	<b>5,018,500</b>	<b>5,018,500</b>
----	--------------------------------	------------------	------------------

20

21 The above appropriation for total operating expense for Substance Abuse Treatment  
 22 includes an amount of \$12,500 each year of the biennium for the employment of a drug  
 23 and alcohol abuse counselor for the Jefferson County Transitional Services, Inc.  
 24 The amount provided for these purposes may not be used for any other purpose.

25

26 **QUALITY ASSURANCE/RESEARCH**

27	<b>Total Operating Expense</b>	<b>884,304</b>	<b>884,304</b>
----	--------------------------------	----------------	----------------

28 **PREVENTION**

29 Gamblers' Assistance Fund (IC 4-33-12-6)

30	<b>Total Operating Expense</b>	<b>2,946,936</b>	<b>2,946,936</b>
----	--------------------------------	------------------	------------------

31 Augmentation allowed.

32 **METHADONE DIVERSION CONTROL OVERSIGHT (MDCO) PROGRAM**

33 MDCO Fund (IC 12-23-18)

34	<b>Total Operating Expense</b>	<b>26,269</b>	<b>26,269</b>
----	--------------------------------	---------------	---------------

35 Augmentation allowed.

36 **DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM**

37 Gamblers' Assistance Fund (IC 4-33-12-6)

38	<b>Total Operating Expense</b>	<b>54,000</b>	<b>54,000</b>
----	--------------------------------	---------------	---------------

39 Augmentation allowed.

40 **EVANSVILLE STATE HOSPITAL**

41 General Fund

42		<b>22,395,551</b>	<b>22,407,654</b>
----	--	-------------------	-------------------

43 Mental Health Fund (IC 12-24-14-4)

44		<b>1,235,014</b>	<b>1,235,682</b>
----	--	------------------	------------------

45 Augmentation allowed.

46

47 The amounts specified from the general fund and the mental health fund are for the  
 48 following purposes:

49



1	Personal Services	18,516,201	18,528,972
2	Other Operating Expense	5,114,364	5,114,364

3

4 **LARUE CARTER MEMORIAL HOSPITAL**

5 **General Fund**

6		18,887,386	18,895,892
---	--	------------	------------

7 **Mental Health Fund (IC 12-24-14-4)**

8		443,622	443,822
---	--	---------	---------

9 **Augmentation allowed.**

10

11 **The amounts specified from the general fund and the mental health fund are for the**  
 12 **following purposes:**

13

14	Personal Services	12,562,778	12,571,484
15	Other Operating Expense	6,768,230	6,768,230

16

17 **LOGANSPOUT STATE HOSPITAL**

18 **General Fund**

19		38,746,342	38,765,733
----	--	------------	------------

20 **Mental Health Fund (IC 12-24-14-4)**

21		1,764,662	1,765,546
----	--	-----------	-----------

22 **Augmentation allowed.**

23

24 **The amounts specified from the general fund and the mental health fund are for the**  
 25 **following purposes:**

26

27	Personal Services	29,854,331	29,874,606
28	Other Operating Expense	10,656,673	10,656,673

29

30 **FARM REVENUE**

31	Total Operating Expense	53,857	53,857
----	-------------------------	--------	--------

32

33 **MADISON STATE HOSPITAL**

34 **General Fund**

35		20,947,363	20,959,654
----	--	------------	------------

36 **Mental Health Fund (IC 12-24-14-4)**

37		811,461	811,937
----	--	---------	---------

38 **Augmentation allowed.**

39

40 **The amounts specified from the general fund and the mental health fund are for the**  
 41 **following purposes:**

42

43	Personal Services	18,439,326	18,452,093
44	Other Operating Expense	3,319,498	3,319,498

45

46 **RICHMOND STATE HOSPITAL**

47 **General Fund**

48		30,590,520	30,605,663
----	--	------------	------------

49 **Mental Health Fund (IC 12-24-14-4)**



3

6

7

8

10

11

12

17

18

## 19

20

21

## 22

23

## 24

25

26

27

## 2.8

29

30

## 31

32

33



**INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)**

<b>Total Operating Expense</b>	<b>7,007,662</b>	<b>7,007,662</b>
--------------------------------	------------------	------------------

**IMPACT PROGRAM**

<b>Total Operating Expense</b>	<b>2,449,580</b>	<b>2,449,683</b>
--------------------------------	------------------	------------------

**TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF)**

<b>Total Operating Expense</b>	<b>40,457,943</b>	<b>40,457,943</b>
--------------------------------	-------------------	-------------------

**IMPACT - TANF**

<b>Total Operating Expense</b>	<b>5,768,527</b>	<b>5,768,672</b>
--------------------------------	------------------	------------------

**CHILD CARE & DEVELOPMENT FUND**

<b>Total Operating Expense</b>	<b>35,056,200</b>	<b>35,056,200</b>
--------------------------------	-------------------	-------------------

The foregoing appropriations for information systems/technology, education and training, temporary assistance to needy families (TANF), and child care services are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

**DOMESTIC VIOLENCE PREVENTION AND TREATMENT**

**General Fund**

<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>1,000,000</b>
--------------------------------	------------------	------------------

**Domestic Violence Prevention and Treatment Fund (IC 12-18-4)**

<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>1,000,000</b>
--------------------------------	------------------	------------------

Augmentation allowed.

**STEP AHEAD**

<b>Total Operating Expense</b>	<b>1,789,082</b>	<b>1,789,312</b>
--------------------------------	------------------	------------------

**SCHOOL AGE CHILD CARE PROJECT FUND**

<b>Total Operating Expense</b>	<b>850,000</b>	<b>950,000</b>
--------------------------------	----------------	----------------

**DIVISION OF DISABILITY, AGING, AND REHABILITATIVE SERVICES ADMINISTRATION**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>3,012,462</b>	<b>3,012,462</b>
--------------------------------	------------------	------------------

The above appropriations for the division of disability, aging, and rehabilitative services administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

**ROOM AND BOARD ASSISTANCE (R-CAP)**

<b>Total Operating Expense</b>	<b>11,421,472</b>	<b>11,421,472</b>
--------------------------------	-------------------	-------------------

**C.H.O.I.C.E. IN-HOME SERVICES**

<b>Total Operating Expense</b>	<b>50,000,000</b>	<b>50,000,000</b>
--------------------------------	-------------------	-------------------

The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver. The intragovernmental transfers for use in the Medicaid aged and disabled waiver shall not exceed seven million nine hundred thousand dollars (\$7,900,000) in the state fiscal year ending June 30, 2008, and the intragovernmental transfers shall not exceed seven million nine hundred thousand dollars (\$7,900,000) in the state



fiscal year ending June 30, 2009.

If the appropriations for C.H.O.I.C.E. In-Home Services are insufficient to provide services to all eligible persons, the division of disability, aging, and rehabilitative services may give priority for services to persons who are unable to perform three (3) or more activities of daily living (as defined in IC 12-10-10-1.5). The division of disability, aging, and rehabilitative services may discontinue conducting assessments for individuals applying for services under the C.H.O.I.C.E. In-Home Services program if a waiting list for such services exists.

The division of disability, aging, and rehabilitative services shall conduct an annual evaluation of the cost effectiveness of providing home care. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of home care during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home care services during the preceding fiscal year;
- (3) the number of recipients of home care services who would have been placed in long term care facilities had they not received home care services; and
- (4) the total cost savings during the preceding fiscal year realized by the state due to recipients of home care services (including Medicaid) being diverted from long term care facilities.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years.

#### **OLDER HOOSIERS ACT**

Total Operating Expense	1,842,109	1,842,109
-------------------------	-----------	-----------

#### **ADULT PROTECTIVE SERVICES**

Total Operating Expense	2,021,540	2,021,540
-------------------------	-----------	-----------

#### **ADULT GUARDIANSHIP SERVICES**

Total Operating Expense	491,863	491,892
-------------------------	---------	---------

#### **TITLE V EMPLOYMENT GRANT (OLDER WORKERS)**

Total Operating Expense	6,436	6,436
-------------------------	-------	-------

#### **TITLE III ADMINISTRATION GRANT**

Total Operating Expense	307,282	307,446
-------------------------	---------	---------

#### **OMBUDSMAN**

Total Operating Expense	305,226	305,226
-------------------------	---------	---------

#### **VOCATIONAL REHABILITATION SERVICES**

Personal Services	3,440,619	3,443,026
-------------------	-----------	-----------



1           **Other Operating Expense**                           **14,133,156**           **14,133,156**  
2   **From the above appropriations, at least three hundred thirty-three thousand dollars**  
3   **(\$333,000) in each state fiscal year shall be used for the Attain Program.**  
4

5           **AID TO INDEPENDENT LIVING**

6           **Total Operating Expense**                           **22,008**           **22,008**

7           **OFFICE OF DEAF AND HEARING IMPAIRED**

8           **Personal Services**                                   **285,036**           **285,235**

9           **Other Operating Expense**                           **211,396**           **211,396**

10          **BLIND VENDING OPERATIONS**

11          **Total Operating Expense**                           **129,879**           **129,905**

12          **DEVELOPMENTAL DISABILITY RESIDENTIAL FACILITIES COUNCIL**

13          **Personal Services**                                   **2,970**           **2,970**

14          **Other Operating Expense**                           **13,168**           **13,168**

15          **OFFICE OF SERVICES FOR THE BLIND AND VISUALLY IMPAIRED**

16          **Personal Services**                                   **255,036**           **255,036**

17          **Other Operating Expense**                           **73,907**           **73,907**

18          **EMPLOYEE TRAINING**

19          **Total Operating Expense**                           **6,112**           **6,112**

20          **MEDICAID WAIVER**

21          **Total Operating Expense**                           **316,333**           **316,390**

22          **OBRA/PASSARR**

23          **Total Operating Expense**                           **90,212**           **90,268**

24          **BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS**

25          **Total Operating Expense**                           **1,919,027**           **1,919,027**

26          **DAY SERVICES - DEVELOPMENTALLY DISABLED**

27          **Other Operating Expense**                           **22,976,381**           **22,976,381**

28          **DIAGNOSIS AND EVALUATION**

29          **Other Operating Expense**                           **930,788**           **930,788**

30          **SUPPORTED EMPLOYMENT**

31          **Other Operating Expense**                           **3,117,498**           **3,117,498**

32          **EPILEPSY PROGRAM**

33          **Other Operating Expense**                           **460,954**           **460,954**

34          **FAMILY SUBSIDY PROGRAM**

35          **Other Operating Expense**                           **1,004,700**           **1,004,700**

36          **RESIDENTIAL SERVICES - CASE MANAGEMENT**

37           **General Fund**

38           **Total Operating Expense**                           **4,436,985**           **4,436,985**

39           **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

40           **Total Operating Expense**                           **2,050,626**           **2,050,626**

41           **Augmentation allowed.**

42          **RESIDENTIAL SERVICES FOR DEVELOPMENTALLY DISABLED PERSONS**

43           **General Fund**

44           **Total Operating Expense**                           **91,749,831**           **107,967,677**

45           **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

46           **Total Operating Expense**                           **22,300,000**           **22,300,000**

48   **The above appropriations for client services include the intragovernmental transfers**  
49   **necessary to provide the nonfederal share of reimbursement under the Medicaid program**



for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability, aging, and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

#### **FORT WAYNE STATE DEVELOPMENTAL CENTER**

##### **General Fund**

<b>359,900</b>	<b>359,900</b>
----------------	----------------

##### **Mental Health Fund (IC 12-24-14-4)**

<b>1,838,145</b>	<b>1,839,050</b>
------------------	------------------

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

<b>Personal Services</b>	<b>1,625,184</b>	<b>1,626,089</b>
<b>Other Operating Expense</b>	<b>572,861</b>	<b>572,861</b>

The federal share of revenue accruing to the state developmental centers under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established under IC 12-24-14, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%) but not to exceed \$50,000, of the amount in which actual net collections exceed an amount specified in writing by the division of disability, aging, and rehabilitative services before July 1 of each year beginning July 1, 2007.

The director of the division of disability and rehabilitative services shall calculate, after consultation with the budget agency and the state department of health, the savings realized from the closure of the Fort Wayne State Developmental Center for state fiscal years 2007, 2008, and 2009. The calculation of the savings realized from the closure of the Fort Wayne State Developmental Center must be consistent with the financial analysis that informed the decision to close the Fort Wayne State Developmental Center. The director of the division of disability and rehabilitative services shall administer the savings realized from the closure of the Fort Wayne State Developmental Center and shall only use the savings realized to provide services to developmentally disabled clients. Any savings realized from the closure of the Fort Wayne State Developmental Center under administration of the director of the division of disability and rehabilitative services does not revert to the state general fund at the end of any state fiscal year.

**FOR THE DEPARTMENT OF CHILD SERVICES**



1	<b>DEPARTMENT OF CHILD SERVICES - ADMINISTRATION</b>		
2	Personal Services	89,381,694	95,834,780
3	Other Operating Expense	19,266,922	18,512,996
4	<b>DEPARTMENT OF CHILD SERVICES - STATE ADMINISTRATION</b>		
5	Personal Services	8,437,193	8,437,193
6	Other Operating Expense	814,900	787,540
7	<b>CHILD WELFARE SERVICES STATE GRANTS</b>		
8	General Fund		
9	Total Operating Expense	10,048,884	10,048,884
10	Excise and Financial Institution Taxes		
11	Total Operating Expense	6,275,000	6,275,000
12	Augmentation allowed.		
13	<b>TITLE IV-D OF THE FEDERAL SOCIAL SECURITY ACT (STATE MATCH)</b>		
14	Total Operating Expense	5,282,841	5,282,841

15  
16 The foregoing appropriations for the department of child services Title IV-D of  
17 the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

18			
19	<b>YOUTH SERVICE BUREAU</b>		
20	Total Operating Expense	1,650,000	1,650,000
21			
22	<b>PROJECT SAFEPLACE</b>		
23	Total Operating Expense	250,000	250,000
24	<b>HEALTHY FAMILIES INDIANA</b>		
25	Total Operating Expense	6,223,086	6,223,086
26	<b>CHILD WELFARE TRAINING</b>		
27	Total Operating Expense	1,537,864	1,537,864
28	<b>SPECIAL NEEDS ADOPTION II</b>		
29	Personal Services	342,669	342,669
30	Other Operating Expense	377,009	377,009
31	<b>ADOPTION ASSISTANCE</b>		
32	Total Operating Expense	12,159,147	13,883,265

33  
34 The foregoing appropriations for Title IV-B child welfare and adoption assistance  
35 represent the maximum state match for Title IV-B and Title IV-E.

36			
37	<b>SOCIAL SERVICES BLOCK GRANT (SSBG)</b>		
38	Total Operating Expense	20,863,880	20,863,880

39  
40 The funds appropriated above to the social services block grant are allocated in  
41 the following manner during the biennium:

42			
43	<b>Division of Disability, Aging, and Rehabilitative Services</b>		
44		1,030,877	1,030,877
45	<b>Division of Family Resources</b>		
46		12,168,423	12,168,423
47	<b>Department of Child Services</b>		
48		6,072,726	6,072,726
49	<b>Department of Health</b>		



1                                   296,504      296,504  
 2   **Department of Correction**  
 3                                   1,295,350    1,295,350  
 4

5       **NON-RECURRING ADOPTION ASSISTANCE**

6           Total Operating Expense                   625,000           625,000

7       **INDIANA SUPPORT ENFORCEMENT TRACKING (ISETS)**

8           Total Operating Expense                   4,972,285           5,312,285

9       **CHILD PROTECTION AUTOMATION PROJECT (ICWIS)**

10          Total Operating Expense                   5,421,817           5,421,817  
 11

12   **B. PUBLIC HEALTH**

13  
 14   **FOR THE STATE DEPARTMENT OF HEALTH**

15       General Fund

16                               23,048,061   31,848,061

17       Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

18                               8,800,000           0  
 19

20   The amounts specified from the General Fund and the Tobacco Master Settlement Agreement  
 21   Fund are for the following purposes:

22  
 23           Personal Services                           21,945,887           21,945,887

24           Other Operating Expense                   9,902,174           9,902,174  
 25

26   All receipts to the state department of health from licenses or permit fees shall be deposited  
 27   in the state general fund. Augmentation allowed in amounts not to exceed revenue from  
 28   penalties or fees collected by the state department of health.  
 29

30       **CANCER REGISTRY**

31       Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

32           Total Operating Expense                   648,739           648,739

33       **MINORITY HEALTH INITIATIVE**

34       Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

35           Total Operating Expense                   3,000,000           3,000,000  
 36

37   The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition  
 38   to work with the state department on the implementation of IC 16-46-11.  
 39

40       **AID TO COUNTY TUBERCULOSIS HOSPITALS**

41       Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

42           Total Operating Expense                   449,879           449,879  
 43

44   These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis  
 45   patients for whom there are no other sources of reimbursement, including patient  
 46   resources, health insurance, medical assistance payments, and hospital care for the  
 47   indigent.  
 48

49       **MEDICARE-MEDICAID CERTIFICATION**



1	<b>Total Operating Expense</b>	<b>6,546,029</b>	<b>6,546,029</b>
2			
3	<b>Personal services augmentation allowed in amounts not to exceed revenue from health</b>		
4	<b>facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee</b>		
5	<b>increases or those adopted by the Executive Board of the Indiana State Department of</b>		
6	<b>health pursuant to IC 16-19-3.</b>		
7			
8	<b>AIDS EDUCATION</b>		
9	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
10	<b>Personal Services</b>	<b>421,851</b>	<b>422,146</b>
11	<b>Other Operating Expense</b>	<b>277,953</b>	<b>277,953</b>
12	<b>HIV/AIDS SERVICES</b>		
13	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
14	<b>Total Operating Expense</b>	<b>2,162,254</b>	<b>2,162,254</b>
15	<b>TEST FOR DRUG AFFLICTED BABIES</b>		
16	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
17	<b>Total Operating Expense</b>	<b>62,496</b>	<b>62,496</b>

18

19 **The above appropriations for drug afflicted babies shall be used for the following purposes:**

20

- 21 (1) All newborn infants shall be tested for the presence of a controlled substance
- 22 in the infant's meconium if they meet the criteria established by the state department
- 23 of health. These criteria will, at a minimum, include all newborns, if at birth:
- 24 (A) the infant's weight is less than two thousand five hundred (2,500) grams;
- 25 (B) the infant's head is smaller than the third percentile for the infant's gestational age; and
- 26 (C) there is no medical explanation for the conditions described in clauses (A) and (B).
- 27 (2) If a meconium test determines the presence of a controlled substance in the infant's
- 28 meconium, the infant may be declared a child in need of services as provided in
- 29 IC 31-34-1-10 through IC 31-34-1-13. However, the child's mother may not be prosecuted
- 30 in connection with the results of the test.
- 31 (3) The state department of health shall provide forms on which the results of a
- 32 meconium test performed on an infant under subdivision (1) must be reported to the
- 33 state department of health by physicians and hospitals.
- 34 (4) The state department of health shall, at least semi-annually:
- 35 (A) ascertain the extent of testing under this chapter; and
- 36 (B) report its findings under subdivision (1) to:
- 37 (i) all hospitals;
- 38 (ii) physicians who specialize in obstetrics and gynecology or work with infants
- 39 and young children; and
- 40 (iii) any other group interested in child welfare that requests a copy of the report
- 41 from the state department of health.
- 42 (5) The state department of health shall designate at least one (1) laboratory to
- 43 perform the meconium test required under subdivisions (1) through (8). The designated
- 44 laboratories shall perform a meconium test on each infant described in subdivision (1)
- 45 to detect the presence of a controlled substance.
- 46 (6) Subdivisions (1) through (7) do not prevent other facilities from conducting
- 47 tests on infants to detect the presence of a controlled substance.
- 48 (7) Each hospital and physician shall:
- 49 (A) take or cause to be taken a meconium sample from every infant born under the



hospital's and physician's care who meets the description under subdivision (1); and  
 (B) transport or cause to be transported each meconium sample described in clause (A)  
 to a laboratory designated under subdivision (5) to test for the presence of a controlled  
 substance as required under subdivisions (1) through (7).

(8) The state department of health shall establish guidelines to carry out this  
 program, including guidance to physicians, medical schools, and birthing centers  
 as to the following:

(A) Proper and timely sample collection and transportation under subdivision (7)  
 of this appropriation.

(B) Quality testing procedures at the laboratories designated under subdivision (5)  
 of this appropriation.

(C) Uniform reporting procedures.

(D) Appropriate diagnosis and management of affected newborns and counseling and  
 support programs for newborns' families.

(9) A medically appropriate discharge of an infant may not be delayed due to the  
 results of the test described in subdivision (1) or due to the pendency of the results  
 of the test described in subdivision (1).

#### STATE CHRONIC DISEASES

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Personal Services	49,014	49,014
Other Operating Expense	681,286	681,286

At least \$82,560 of the above appropriations shall be for grants to community groups  
 and organizations as provided in IC 16-46-7-8.

#### WOMEN, INFANTS, AND CHILDREN SUPPLEMENT

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	176,700	176,700
-------------------------	---------	---------

#### MATERNAL AND CHILD HEALTH SUPPLEMENT

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	176,700	176,700
-------------------------	---------	---------

Notwithstanding IC 6-7-1-30.2, the above appropriations for the women, infants, and  
 children supplement and maternal and child health supplement are the total appropriations  
 provided for this purpose.

#### CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	93,000	93,000
-------------------------	--------	--------

#### CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER

##### Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	93,000	93,000
-------------------------	--------	--------

#### ADOPTION HISTORY

##### Adoption History Fund (IC 31-19-18-6)

Total Operating Expense	190,796	190,796
-------------------------	---------	---------

Augmentation allowed.

#### CHILDREN WITH SPECIAL HEALTH CARE NEEDS



1	<b>General Fund</b>		
2	Total Operating Expense	1,700,000	1,700,000
3	<b>Children with Special Health Care Needs (IC 16-35-4-1)</b>		
4	Total Operating Expense	8,297,591	8,297,591
5	Augmentation allowed.		
6	<b>NEWBORN SCREENING PROGRAM</b>		
7	Newborn Screening Fund (IC 16-41-17-11)		
8	Personal Services	357,071	357,071
9	Other Operating Expense	1,003,887	1,003,887
10	Augmentation allowed.		
11	<b>RADON GAS TRUST FUND</b>		
12	Radon Gas Trust Fund (IC 16-41-38-8)		
13	Total Operating Expense	12,700	12,700
14	Augmentation allowed.		
15	<b>BIRTH PROBLEMS REGISTRY</b>		
16	Birth Problems Registry Fund (IC 16-38-4-17)		
17	Personal Services	58,292	58,292
18	Other Operating Expense	30,012	30,012
19	Augmentation allowed.		
20	<b>MOTOR FUEL INSPECTION PROGRAM</b>		
21	Motor Fuel Inspection Fund (IC 16-44-3-10)		
22	Total Operating Expense	127,701	127,701
23	Augmentation allowed.		
24	<b>PROJECT RESPECT</b>		
25	Total Operating Expense	554,540	554,540
26	<b>DONATED DENTAL SERVICES</b>		
27	Total Operating Expense	42,932	42,932
28			
29	The above appropriation shall be used by the Indiana foundation for dentistry for		
30	the handicapped.		
31			
32	<b>OFFICE OF WOMEN'S HEALTH</b>		
33	Total Operating Expense	133,463	133,463
34	<b>SOLDIERS' AND SAILORS' CHILDREN'S HOME</b>		
35	Personal Services	9,100,938	9,100,938
36	Other Operating Expense	1,322,500	1,322,500
37	<b>FARM REVENUE</b>		
38	Total Operating Expense	22,715	22,715
39			
40	<b>INDIANA VETERANS' HOME</b>		
41	From the General Fund		
42		13,917,781	13,399,178
43	From the Comfort-Welfare Fund (IC 10-17-9-7(c))		
44		9,764,000	9,764,000
45	Augmentation allowed from the comfort-welfare fund in amounts not to exceed revenue		
46	collected for Medicaid and Medicare reimbursement.		
47			
48	The amounts specified from the General Fund and the Comfort-Welfare Fund are for the		
49	following purposes:		



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49

<b>Personal Services</b>	<b>19,880,493</b>	<b>19,880,493</b>
<b>Other Operating Expense</b>	<b>3,801,288</b>	<b>3,282,685</b>

**COMFORT AND WELFARE PROGRAM**

<b>Comfort-Welfare Fund (IC 10-17-9-7(c))</b>		
<b>Total Operating Expense</b>	<b>111,000</b>	<b>111,000</b>
<b>Augmentation allowed.</b>		

**WEIGHTS AND MEASURES FUND**

<b>Weights and Measures Fund (IC 16-19-5-4)</b>		
<b>Total Operating Expense</b>	<b>25,300</b>	<b>25,300</b>
<b>Augmentation allowed.</b>		

**MINORITY EPIDEMIOLOGY**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>750,000</b>	<b>750,000</b>

**COMMUNITY HEALTH CENTERS**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>30,000,000</b>	<b>30,000,000</b>

Of the above appropriation for community health centers, \$30,000,000 may be used for capital projects in fiscal year 2007-2008 and fiscal year 2008-2009.

**PRENATAL SUBSTANCE USE & PREVENTION**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>150,000</b>	<b>150,000</b>

**LOCAL HEALTH MAINTENANCE FUND**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>3,860,000</b>	<b>3,860,000</b>
<b>Augmentation allowed.</b>		

The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, \$60,000 each year shall be used to provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

<b>COUNTY POPULATION</b>	<b>AMOUNT OF GRANT</b>
over 499,999	94,112
100,000 - 499,999	72,672
50,000 - 99,999	48,859
under 50,000	33,139

**LOCAL HEALTH DEPARTMENT ACCOUNT**

<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>

The foregoing appropriations for the local health department account are statutory



distributions pursuant to IC 4-12-7.

**FOR THE TOBACCO USE PREVENTION AND CESSATION BOARD  
TOBACCO USE PREVENTION AND CESSATION PROGRAM**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	15,000,000	15,000,000
-------------------------	------------	------------

A minimum of 75% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

**FOR THE INDIANA SCHOOL FOR THE BLIND**

Personal Services	10,746,019	10,746,019
-------------------	------------	------------

Other Operating Expense	1,055,964	1,055,964
-------------------------	-----------	-----------

**FOR THE INDIANA SCHOOL FOR THE DEAF**

Personal Services	16,892,896	16,892,896
-------------------	------------	------------

Other Operating Expense	1,959,367	1,959,367
-------------------------	-----------	-----------

**C. VETERANS' AFFAIRS**

**FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS**

Personal Services	527,049	527,049
-------------------	---------	---------

Other Operating Expense	134,632	134,632
-------------------------	---------	---------

**DISABLED AMERICAN VETERANS OF WORLD WARS**

Total Operating Expense	40,000	40,000
-------------------------	--------	--------

**AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM**

Total Operating Expense	30,000	30,000
-------------------------	--------	--------

**VETERANS OF FOREIGN WARS**

Total Operating Expense	30,000	30,000
-------------------------	--------	--------

**VIETNAM VETERANS OF AMERICA**

Total Operating Expense		20,000
-------------------------	--	--------

**MILITARY FAMILY RELIEF FUND**

Total Operating Expense	450,000	450,000
-------------------------	---------	---------

**SECTION 9. [EFFECTIVE JULY 1, 2007]**

**EDUCATION**

**A. HIGHER EDUCATION**

**FOR INDIANA UNIVERSITY  
BLOOMINGTON CAMPUS**

Total Operating Expense	195,692,339	199,606,185
-------------------------	-------------	-------------

Fee Replacement	24,822,802	25,197,033
-----------------	------------	------------

**FOR INDIANA UNIVERSITY REGIONAL CAMPUSES  
EAST**

Total Operating Expense	7,879,890	8,037,487
-------------------------	-----------	-----------



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Fee Replacement	2,038,168	2,001,956	
2	<b>KOKOMO</b>			
3	Total Operating Expense	10,326,734	10,533,269	
4	Fee Replacement	2,394,273	2,351,735	
5	<b>NORTHWEST</b>			
6	Total Operating Expense	18,206,917	18,356,970	
7	Fee Replacement	4,316,246	4,239,561	
8	<b>SOUTH BEND</b>			
9	Total Operating Expense	23,002,877	23,619,000	
10	Fee Replacement	5,967,558	5,861,535	
11	<b>SOUTHEAST</b>			
12	Total Operating Expense	19,637,000	20,029,740	
13	Fee Replacement	5,266,033	5,172,474	
14				
15	<b>TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES</b>			
16		99,035,696	100,203,727	
17				
18	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY</b>			
19	<b>AT INDIANAPOLIS (IUPUI)</b>			
20	<b>HEALTH DIVISIONS</b>			
21	Total Operating Expense	89,601,670	91,393,704	
22	Fee Replacement	4,332,751	4,692,914	
23				
24	<b>FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON</b>			
25	<b>THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA</b>			
26	Total Operating Expense	1,562,954	1,593,213	
27	<b>THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE</b>			
28	Total Operating Expense	1,441,882	1,469,658	
29	<b>THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST</b>			
30	Total Operating Expense	2,027,273	2,066,819	
31	<b>THE CAMPUS OF PURDUE UNIVERSITY</b>			
32	Total Operating Expense	1,764,995	1,800,295	
33	<b>THE CAMPUS OF BALL STATE UNIVERSITY</b>			
34	Total Operating Expense	1,587,018	1,618,758	
35	<b>THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME</b>			
36	Total Operating Expense	1,521,769	1,551,205	
37	<b>THE CAMPUS OF INDIANA STATE UNIVERSITY</b>			
38	Total Operating Expense	1,804,667	1,839,761	
39				
40	The Indiana University School of Medicine - Indianapolis shall submit to the Indiana			
41	commission for higher education before May 15 of each year an accountability report			
42	containing data on the number of medical school graduates who entered primary care			
43	physician residencies in Indiana from the school's most recent graduating class.			
44				
45	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)</b>			
46	<b>GENERAL ACADEMIC DIVISIONS</b>			
47	Total Operating Expense	92,323,938	94,165,417	
48	Fee Replacement	20,727,099	20,670,754	
49				



1       **TOTAL APPROPRIATIONS - IUPUI**

2                               **218,696,017   222,862,498**

3  
4       **Transfers of allocations between campuses to correct for errors in allocation among**  
5       **the campuses of Indiana University can be made by the institution with the approval**  
6       **of the commission for higher education and the budget agency. Indiana University**  
7       **shall maintain current operations at all statewide medical education sites.**

8  
9       **FOR INDIANA UNIVERSITY**

10       **ABILENE NETWORK OPERATIONS CENTER**

11               Total Operating Expense                       833,852               850,529

12       **SPINAL CORD AND HEAD INJURY RESEARCH CENTER**

13               Total Operating Expense                       525,021               535,521

14       **OPTOMETRY BOARD EDUCATION FUND**

15               Total Operating Expense                       1,530               1,561

16       **STATE DEPARTMENT OF TOXICOLOGY**

17               Total Operating Expense                       656,939               670,078

18       **INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES**

19               Total Operating Expense                       2,481,177              2,530,800

20       **GEOLOGICAL SURVEY**

21               Total Operating Expense                       3,106,922              3,169,060

22       **INDUSTRIAL RESEARCH LIAISON PROGRAM**

23               Total Operating Expense                       254,963               260,063

24       **LOCAL GOVERNMENT ADVISORY COMMISSION**

25               Total Operating Expense                       56,628               57,761

26       **LIFE SCIENCES INITIATIVE**

27               Total Operating Expense                       20,400,000           20,808,000

28       **SCHOOL OF EDUCATION PATHWAYS PROGRAM**

29               Total Operating Expense                       2,550,000              2,601,000

30       **REIMBURSEMENT OF SCHOLARSHIP COSTS**

31               Total Operating Expense                       900,000               0

32  
33       **FOR PURDUE UNIVERSITY**

34       **WEST LAFAYETTE**

35               Total Operating Expense                       246,084,101           251,005,783

36               Fee Replacement                               23,928,533           23,416,118

37  
38       **FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES**

39       **CALUMET**

40               Total Operating Expense                       27,118,194           27,660,558

41               Fee Replacement                               1,549,834           1,493,233

42       **NORTH CENTRAL**

43               Total Operating Expense                       10,950,537           11,325,613

44               Fee Replacement                               0                       0

45  
46       **TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES**

47                               **39,618,565   40,479,404**

48  
49       **FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY**



**1 AT FORT WAYNE (IPFW)**

**2 Total Operating Expense 36,764,051 37,499,332**

**3 Fee Replacement 4,223,331 4,143,785**

**4**

**5 Transfers of allocations between campuses to correct for errors in allocation among**  
**6 the campuses of Purdue University can be made by the institution with the approval**  
**7 of the commission for higher education and the budget agency.**

**8**

**9 FOR PURDUE UNIVERSITY**

**10 ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM**

**11 Total Operating Expense 3,454,909 3,524,008**

**12**

**13 The above appropriations shall be used to fund the animal disease diagnostic laboratory**  
**14 system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease**  
**15 testing service at West Lafayette, and the southern branch of ADDL Southern Indiana**  
**16 Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are**  
**17 in addition to any user charges that may be established and collected under IC 15-2.1-5-6.**  
**18 Notwithstanding IC 15-2.1-5-5, the trustees of Purdue University may approve reasonable**  
**19 charges for testing for pseudorabies.**

**20**

**21 STATEWIDE TECHNOLOGY**

**22 Total Operating Expense 5,578,339 5,689,906**

**23 COUNTY AGRICULTURAL EXTENSION EDUCATORS**

**24 Total Operating Expense 7,245,516 7,390,426**

**25 AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS**

**26 Total Operating Expense 7,249,878 7,394,876**

**27 CENTER FOR PARALYSIS RESEARCH**

**28 Total Operating Expense 523,347 533,814**

**29 UNIVERSITY-BASED BUSINESS ASSISTANCE**

**30 Total Operating Expense 1,122,729 1,145,184**

**31 NORTH CENTRAL - VALPO NURSING PARTNERSHIP**

**32 Total Operating Expense 100,635 102,648**

**33 NEW MANUFACTURING ECONOMY INITIATIVE**

**34 Total Operating Expense 5,000,000 5,000,000**

**35**

**36 FOR INDIANA STATE UNIVERSITY**

**37 Total Operating Expense 75,327,970 76,774,333**

**38 Fee Replacement 9,465,483 9,479,684**

**39**

**40 FOR UNIVERSITY OF SOUTHERN INDIANA**

**41 Total Operating Expense 36,372,283 37,545,629**

**42 Fee Replacement 9,488,222 9,491,580**

**43 HISTORIC NEW HARMONY**

**44 Total Operating Expense 565,184 576,488**

**45 STEM EDUCATION PROGRAM**

**46 Total Operating Expense 500,000 1,250,000**

**47**

**48 FOR BALL STATE UNIVERSITY**

**49 Total Operating Expense 125,401,982 127,910,022**



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Fee Replacement	12,408,664	12,194,555	
2	<b>ENTREPRENEURIAL COLLEGE</b>			
3	Total Operating Expense	0	1,000,000	
4	<b>ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES</b>			
5	Total Operating Expense	4,280,282	4,365,888	
6				
7	<b>FOR VINCENNES UNIVERSITY</b>			
8	Total Operating Expense	37,131,232	37,873,857	
9	Fee Replacement	5,364,551	6,197,157	
10				
11	<b>FOR IVY TECH COMMUNITY COLLEGE</b>			
12	Total Operating Expense	153,209,449	162,415,053	
13	Fee Replacement	20,738,001	19,768,389	
14				
15	Of the above appropriations for IVY Tech total operating expense, \$135,000 each year			
16	shall be used for the Community Learning Center in Portage.			
17				
18	<b>VALPO NURSING PARTNERSHIP</b>			
19	Total Operating Expense	100,635	102,648	
20				
21	<b>FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)</b>			
22	Total Operating Expense	4,827,208	4,972,024	
23				
24	The above appropriations do not include funds for the course development grant program.			
25				
26	The sums herein appropriated to Indiana University, Purdue University, Indiana State			
27	University, University of Southern Indiana, Ball State University, Vincennes University,			
28	Ivy Tech Community College, and the Indiana Higher Education Telecommunications System			
29	(IHETS) are in addition to all income of said institutions and IHETS, respectively,			
30	from all permanent fees and endowments and from all land grants, fees, earnings,			
31	and receipts, including gifts, grants, bequests, and devises, and receipts from any			
32	miscellaneous sales from whatever source derived.			
33				
34	All such income and all such fees, earnings, and receipts on hand June 30, 2007,			
35	and all such income and fees, earnings, and receipts accruing thereafter are hereby			
36	appropriated to the boards of trustees or directors of the aforementioned institutions			
37	and IHETS and may be expended for any necessary expenses of the respective institutions			
38	and IHETS, including university hospitals, schools of medicine, nurses' training			
39	schools, schools of dentistry, and agricultural extension and experimental stations.			
40	However, such income, fees, earnings, and receipts may be used for land and structures			
41	only if approved by the governor and the budget agency.			
42				
43	The foregoing appropriations and allocations for fee replacement are for replacement			
44	of student fees deducted during the 2007-2009 biennium to cover bond or lease-purchase			
45	principal, interest, and other obligations of debt costs of facility construction			
46	and acquisition for those projects authorized by the general assembly. These fee			
47	replacement appropriations and allocations shall be allotted by the budget agency			
48	after receipt of verification of payment of such debt cost expense.			
49				



1    The foregoing appropriations to Indiana University, Purdue University, Indiana State  
2    University, University of Southern Indiana, Ball State University, Vincennes University,  
3    Ivy Tech Community College, and IHETS include the employers' share of Social Security  
4    payments for university and IHETS employees under the public employees' retirement  
5    fund, or institutions covered by the Indiana state teachers' retirement fund. The  
6    funds appropriated also include funding for the employers' share of payments to the  
7    public employees' retirement fund and to the Indiana state teachers' retirement fund  
8    at a rate to be established by the retirement funds for both fiscal years for each  
9    institution and for IHETS employees covered by these retirement plans.

10  
11   The treasurers of Indiana University, Purdue University, Indiana State University,  
12   University of Southern Indiana, Ball State University, Vincennes University, and  
13   Ivy Tech Community College shall, at the end of each three (3) month period, prepare  
14   and file with the auditor of state a financial statement that shall show in total  
15   all revenues received from any source, together with a consolidated statement of  
16   disbursements for the same period. The budget director shall establish the requirements  
17   for the form and substance of the reports.

18  
19   The reports of the treasurer also shall contain in such form and in such detail as  
20   the governor and the budget agency may specify, complete information concerning receipts  
21   from all sources, together with any contracts, agreements, or arrangements with any  
22   federal agency, private foundation, corporation, or other entity from which such  
23   receipts accrue.

24  
25   All such treasurers' reports are matters of public record and shall include without  
26   limitation a record of the purposes of any and all gifts and trusts with the sole  
27   exception of the names of those donors who request to remain anonymous.

28  
29   Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers  
30   of Indiana University, Purdue University, Indiana State University, University of  
31   Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community  
32   College on the basis of vouchers stating the total amount claimed against each fund  
33   or account, or both, but not to exceed the legally made appropriations.

34  
35   Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or  
36   in part by state funds, grant applications and lists of applications need only be  
37   submitted upon request to the budget agency for review and approval or disapproval  
38   and, unless disapproved by the budget agency, federal grant funds may be requested  
39   and spent without approval by the budget agency. Each institution shall retain the  
40   applications for a reasonable period of time and submit a list of all grant applications,  
41   at least monthly, to the commission for higher education for informational purposes.

42  
43   For all university special appropriations, an itemized list of intended expenditures,  
44   in such form as the governor and the budget agency may specify, shall be submitted  
45   to support the allotment request. All budget requests for university special appropriations  
46   shall be furnished in a like manner and as a part of the operating budgets of the  
47   state universities.

48  
49   The trustees of Indiana University, the trustees of Purdue University, the trustees



of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, the trustees of Ivy Tech Community College, and the directors of IHETS are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

If an early payment of an amount appropriated to any of the aforementioned institutions or IHETS is made in either state fiscal year of the biennium to eliminate an otherwise authorized payment delay to a later state fiscal year, the amount may be used only for the purposes approved by the budget agency after review by the budget committee.

**FOR THE MEDICAL EDUCATION BOARD  
FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	2,294,787	2,340,683
-------------------------	-----------	-----------

Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

**FOR THE COMMISSION FOR HIGHER EDUCATION**

Total Operating Expense	1,508,104	1,538,266
-------------------------	-----------	-----------

Before October 31, 2007, the budget committee shall review the commission for higher education's research incentive funding formula.

**INDIANA CAREER AND POSTSECONDARY ADVANCEMENT CENTER**

Total Operating Expense	1	1
-------------------------	---	---

**FOR THE DEPARTMENT OF ADMINISTRATION**

**ANIMAL DISEASE DIAGNOSTIC LABORATORY LEASE RENTAL**

Total Operating Expense	1,066,535	1,087,866
-------------------------	-----------	-----------

**ANIMAL DISEASE DIAGNOSTIC LABORATORY (BSL-3) LEASE RENTAL**

Total Operating Expense	2,652,000	2,705,040
-------------------------	-----------	-----------

**COLUMBUS LEARNING CENTER LEASE PAYMENT**

Total Operating Expense	4,022,931	4,103,390
-------------------------	-----------	-----------

**FOR THE STATE BUDGET AGENCY**

**GIGAPOP PROJECT**

Total Operating Expense	787,390	803,138
-------------------------	---------	---------

**SOUTH CENTRAL EDUCATIONAL ALLIANCE**

**BEDFORD SERVICE AREA**

Total Operating Expense	395,266	403,172
-------------------------	---------	---------

**SOUTHEAST INDIANA EDUCATION SERVICES**

Total Operating Expense	695,226	709,130
-------------------------	---------	---------

The above appropriation for southeast Indiana education services may be expended



with the approval of the budget agency after review by the commission for higher education.

**DEGREE LINK**

<b>Total Operating Expense</b>	<b>541,465</b>	<b>552,294</b>
--------------------------------	----------------	----------------

The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link. Distributions shall be made upon the recommendation of the Indiana commission for higher education and with approval by the budget agency after review by the budget committee.

**WORKFORCE CENTERS**

<b>Total Operating Expense</b>	<b>905,732</b>	<b>923,847</b>
--------------------------------	----------------	----------------

**MIDWEST HIGHER EDUCATION COMMISSION**

<b>Total Operating Expense</b>	<b>96,900</b>	<b>98,838</b>
--------------------------------	---------------	---------------

**FOR THE STATE STUDENT ASSISTANCE COMMISSION**

<b>Total Operating Expense</b>	<b>1,306,618</b>	<b>1,332,750</b>
--------------------------------	------------------	------------------

**FREEDOM OF CHOICE GRANTS**

<b>Total Operating Expense</b>	<b>47,573,703</b>	<b>48,525,177</b>
--------------------------------	-------------------	-------------------

**HIGHER EDUCATION AWARD PROGRAM**

<b>Total Operating Expense</b>	<b>139,487,903</b>	<b>142,277,661</b>
--------------------------------	--------------------	--------------------

**NURSING SCHOLARSHIP PROGRAM**

<b>Total Operating Expense</b>	<b>410,185</b>	<b>418,389</b>
--------------------------------	----------------	----------------

**HOOSIER SCHOLAR PROGRAM**

<b>Total Operating Expense</b>	<b>408,000</b>	<b>416,160</b>
--------------------------------	----------------	----------------

For the higher education awards and freedom of choice grants made for the 2007-2009 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:

- (1) Financial Need: For purposes of these awards, financial need shall be limited to actual undergraduate tuition and fees for the prior academic year as established by the commission.
- (2) Maximum Base Award: The maximum award shall not exceed the lesser of:
  - (A) eighty percent (80%) of actual prior academic year undergraduate tuition and fees; or
  - (B) eighty percent (80%) of the sum of the highest prior academic year undergraduate tuition and fees at any public institution of higher education and the lowest appropriation per full-time equivalent (FTE) undergraduate student at any public institution of higher education.
- (3) Minimum Award: No actual award shall be less than \$200.
- (4) Award Size: A student's maximum award shall be reduced one (1) time:
  - (A) for dependent students, by the expected contribution from parents based upon information submitted on the financial aid application form; and
  - (B) for independent students, by the expected contribution derived from information submitted on the financial aid application form.
- (5) Award Adjustment: The maximum base award may be adjusted by the commission, for any eligible recipient who fulfills college preparation requirements defined by the



commission.

**(6) Adjustment:**

**(A) If the dollar amounts of eligible awards exceed appropriations and program reserves, all awards may be adjusted by the commission by reducing the maximum award under subdivision (2)(A) or (2)(B).**

**(B) If appropriations and program reserves are sufficient and the maximum awards are not at the levels described in subdivision (2)(A) and (2)(B), all awards may be adjusted by the commission by proportionally increasing the awards to the maximum award under that subdivision so that parity between those maxima is maintained but not exceeded.**

**For the Hoosier scholar program for the 2007-2009 biennium, each award shall not exceed five hundred dollars (\$500) and shall be made available for one (1) year only. Receipt of this award shall not reduce any other award received under any state funded student assistance program.**

**STATUTORY FEE REMISSION**

<b>Total Operating Expense</b>	<b>20,553,902</b>	<b>20,964,980</b>
--------------------------------	-------------------	-------------------

**PART-TIME STUDENT GRANT DISTRIBUTION**

<b>Total Operating Expense</b>	<b>5,355,000</b>	<b>5,462,100</b>
--------------------------------	------------------	------------------

**Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the part time grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 20-12-21 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.**

**The family and social services administration, division of family resources shall apply all qualifying expenditures for the part time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).**

**CONTRACT FOR INSTRUCTIONAL OPPORTUNITIES IN SOUTHEASTERN INDIANA**

<b>Total Operating Expense</b>	<b>615,475</b>	<b>627,785</b>
--------------------------------	----------------	----------------

**MINORITY TEACHER SCHOLARSHIP FUND**

<b>Total Operating Expense</b>	<b>407,763</b>	<b>415,919</b>
--------------------------------	----------------	----------------

**COLLEGE WORK STUDY PROGRAM**

<b>Total Operating Expense</b>	<b>821,293</b>	<b>837,719</b>
--------------------------------	----------------	----------------

**21ST CENTURY ADMINISTRATION**

<b>Total Operating Expense</b>	<b>2,061,420</b>	<b>2,102,648</b>
--------------------------------	------------------	------------------

**21ST CENTURY SCHOLAR AWARDS**

<b>Total Operating Expense</b>	<b>26,496,079</b>	<b>27,026,001</b>
--------------------------------	-------------------	-------------------







The foregoing appropriation is for grants to provide GED-ON-TV programming. The GED-ON-TV Program shall submit for review by the budget committee an annual report on utilization of this appropriation.

**VOCATIONAL EDUCATION**

Personal Services	1,318,379	1,319,338
Other Operating Expense	40,532	39,599

**ADVANCED PLACEMENT PROGRAM**

Other Operating Expense	894,400	894,400
-------------------------	---------	---------

The above appropriations for the Advanced Placement program are to provide funding for students of accredited public and nonpublic schools.

**PSAT PROGRAM**

Other Operating Expense	717,449	717,449
-------------------------	---------	---------

The above appropriations for the PSAT program are to provide funding for students of accredited public and nonpublic schools.

**CENTER FOR SCHOOL IMPROVEMENT AND PERFORMANCE**

Personal Services	1,701,420	1,701,447
Other Operating Expense	978,089	978,089

**PRINCIPAL LEADERSHIP ACADEMY**

Personal Services	320,628	320,632
Other Operating Expense	142,204	142,204

**EDUCATION SERVICE CENTERS**

Total Operating Expense	1,721,287	1,721,287
-------------------------	-----------	-----------

No appropriation made for an education service center shall be distributed to the administering school corporation of the center unless each participating school corporation of the center contracts to pay to the center at least three dollars (\$3) per student for fiscal year 2007-2008 based on the school corporation's ADM count as reported for school aid distribution in the fall of 2006, and at least three dollars (\$3) per student for fiscal year 2008-2009, based on the school corporation's ADM count as reported for school aid distribution beginning in the fall of 2007. Before notification of education service centers of the formula and components of the formula for distributing funds for education service centers, review and approval of the formula and components must be made by the budget agency.

**TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE CHILDREN IN MENTAL HEALTH FACILITIES)**

Total Operating Expense	50,000	50,000
-------------------------	--------	--------

The foregoing appropriations for transfer tuition (state employees' children and eligible children in mental health facilities) are made under IC 20-26-11-10 and IC 20-26-11-8.

**TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION**

Total Operating Expense	2,403,792	2,403,792
-------------------------	-----------	-----------



The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area vocational schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

#### **DISTRIBUTION FOR TUITION SUPPORT**

##### **General Fund**

Total Operating Expense	2,165,635,334	2,262,190,210
-------------------------	---------------	---------------

##### **Property Tax Replacement Fund (IC 6-1.1-21)**

Total Operating Expense	1,717,564,666	1,775,809,790
-------------------------	---------------	---------------

The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, special education programs, vocational education programs, honors grants, and the primetime program in accordance with a statute enacted for this purpose during the 2007 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, one-half (1/2) of any excess shall revert to the general fund and one-half (1/2) of any excess shall revert to the property tax replacement fund.

The above appropriations for tuition support shall be made each calendar year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each calendar year shall equal the amount required under the statute enacted for the purpose referred to above.

#### **DISTRIBUTION FOR SUMMER SCHOOL**

Other Operating Expense	18,360,000	18,360,000
-------------------------	------------	------------

It is the intent of the 2007 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

#### **EARLY INTERVENTION PROGRAM**

Personal Services	13,000	13,000
-------------------	--------	--------

Other Operating Expense	3,707,000	3,707,000
-------------------------	-----------	-----------

The above appropriations for the early intervention program are for grants to local



school corporations for grant proposals for early intervention programs, including reading recovery and the Waterford method.

#### READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	1,000,000	1,000,000
-------------------------	-----------	-----------

The foregoing appropriations shall be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and non-public school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board and the education roundtable.

#### ADULT EDUCATION DISTRIBUTION

Total Operating Expense	14,000,000	14,000,000
-------------------------	------------	------------

It is the intent of the 2007 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of education shall reduce the distributions proportionately.

#### NATIONAL SCHOOL LUNCH PROGRAM

Total Operating Expense	5,400,000	5,400,000
-------------------------	-----------	-----------

#### MARION COUNTY DESEGREGATION COURT ORDER

Total Operating Expense	18,200,000	18,200,000
-------------------------	------------	------------

The foregoing appropriations for court ordered desegregation costs are made pursuant to order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

#### TEXTBOOK REIMBURSEMENT

Total Operating Expense	37,014,402	40,809,194
-------------------------	------------	------------

Before a school corporation or an accredited non-public school may receive a distribution under the textbook reimbursement program, the school corporation or accredited non-public school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. Family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

The foregoing appropriations for textbook reimbursement include the appropriation of the common school fund interest balance. The remainder of the above appropriations are



provided from the state general fund.

### **FULL DAY KINDERGARTEN**

<b>Total Operating Expense</b>	<b>57,500,000</b>	<b>103,500,000</b>
--------------------------------	-------------------	--------------------

The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:

(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20.

### **TESTING**

<b>Other Operating Expense</b>	<b>22,000,000</b>	<b>22,000,000</b>
--------------------------------	-------------------	-------------------

### **REMEDIATION**

<b>Other Operating Expense</b>	<b>29,918,503</b>	<b>29,947,334</b>
--------------------------------	-------------------	-------------------

Prior to notification of local school corporations of the formula and components of the formula for distributing funds for remediation, review and approval of the formula and components shall be made by the budget agency. With the approval of the governor and the budget agency, the above appropriations for school assessment testing and remediation may be augmented from revenues accruing to the secondary market sale fund established by IC 20-12-21.2-10.

The above appropriation for testing and remediation shall be used by school corporations to provide remediation programs for students who attend public and nonpublic schools. For purposes of tuition support, these students are not to be counted in the average daily membership.

There is appropriated to the department of education one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison School Corporation for remediation beginning July 1, 2007, and ending June 30, 2008, and one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison



School Corporation for remediation beginning July 1, 2008, and ending June 30, 2009. The amount appropriated in this paragraph shall be treated as supplementing the amount distributed to the school corporation for remediation under the formula and components of the formula for distributing funds and does not reduce the amount that the school corporation would otherwise receive under the formula. The amount appropriated under this paragraph shall be distributed at the same time as other money for remediation is distributed to the school corporation.

#### **GRADUATION EXAM REMEDIATION**

<b>Other Operating Expense</b>	<b>4,958,910</b>	<b>4,958,910</b>
--------------------------------	------------------	------------------

Prior to notification of local school corporations of the formula and components of the formula for distributing funds for graduation exam remediation, review and approval of the formula and components shall be made by the budget agency. With the approval of the governor and the budget agency, the above appropriations for school assessment testing/remediation may be augmented from revenues accruing to the secondary market sale fund established by IC 20-12-21.2-10.

#### **SPECIAL EDUCATION PRESCHOOL**

<b>Total Operating Expense</b>	<b>27,173,300</b>	<b>27,173,300</b>
--------------------------------	-------------------	-------------------

The above appropriations shall be distributed to guarantee a minimum of \$2,750 per child enrolled in special education preschool programs from state and local sources in school corporations that levy the maximum special education tax rate for this purpose. It is the intent of the 2007 general assembly that the above appropriations for special education preschool shall be the total allowable expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

#### **NON-ENGLISH SPEAKING PROGRAM**

<b>Other Operating Expense</b>	<b>6,929,246</b>	<b>6,965,055</b>
--------------------------------	------------------	------------------

The above appropriations for the non-English speaking program are for pupils who have a primary language other than English and limited English proficiency, as determined by using a standard proficiency examination that has been approved by the department of education.

The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the 2007 general assembly that the above appropriations for the non-English speaking program shall be the total allowable state expenditure for the program. If the expected distributions are anticipated to exceed the total appropriations for the state fiscal year, the department of education shall reduce each school corporation's distribution proportionately.

#### **GIFTED AND TALENTED EDUCATION PROGRAM**

<b>Personal Services</b>	<b>211,199</b>	<b>211,348</b>
<b>Other Operating Expense</b>	<b>5,625,138</b>	<b>5,624,992</b>



**1 DISTRIBUTION FOR ADULT VOCATIONAL EDUCATION**

<b>2 Total Operating Expense</b>	<b>250,000</b>	<b>250,000</b>
----------------------------------	----------------	----------------

**3**

**4 The distribution for adult vocational education programs shall be made in accordance**  
**5 with the state plan for vocational education.**

**6**

**7 PRIMETIME**

<b>8 Personal Services</b>	<b>172,564</b>	<b>172,566</b>
----------------------------	----------------	----------------

<b>9 Other Operating Expense</b>	<b>34,467</b>	<b>34,467</b>
----------------------------------	---------------	---------------

**10 DRUG FREE SCHOOLS**

<b>11 Personal Services</b>	<b>52,360</b>	<b>52,361</b>
-----------------------------	---------------	---------------

<b>12 Other Operating Expense</b>	<b>20,093</b>	<b>20,093</b>
-----------------------------------	---------------	---------------

**13 PROFESSIONAL DEVELOPMENT DISTRIBUTION**

<b>14 Other Operating Expense</b>	<b>13,812,500</b>	<b>13,812,500</b>
-----------------------------------	-------------------	-------------------

**15**

**16 The foregoing appropriations for professional development distributions include schools**  
**17 defined under IC 20-31-2-8.**

**18**

**19 ALTERNATIVE SCHOOLS**

<b>20 Total Operating Expense</b>	<b>6,380,059</b>	<b>6,380,319</b>
-----------------------------------	------------------	------------------

**21**

**22 EDUCATIONAL TECHNOLOGY PROGRAM AND FUND**  
**23 (INCLUDING 4R'S TECHNOLOGY GRANT PROGRAM)**

<b>24 Total Operating Expense</b>	<b>2,109,031</b>	<b>2,109,036</b>
-----------------------------------	------------------	------------------

**25**

**26 Of the foregoing appropriations, \$825,000 shall be allocated to the buddy system**  
**27 each state fiscal year during the biennium. The remaining amounts shall be allocated**  
**28 for technology programs and resources for kindergarten through twelfth grade, and the**  
**29 operation of the office of the special assistant to the superintendent of public**  
**30 instruction for technology.**

**31**

**32 TECHNOLOGY PLAN GRANT PROGRAM (IC 20-20-13)**

<b>33 Total Operating Expense</b>		<b>5,000,000</b>
-----------------------------------	--	------------------

**34**

**35 Notwithstanding IC 20-20-13-17, the department of education may adjust the grant**  
**36 amount to reflect available funding.**

**37**

**38 PROFESSIONAL STANDARDS DIVISION**

**39 General Fund**

<b>40 Personal Services</b>	<b>1,053,602</b>	<b>1,054,199</b>
-----------------------------	------------------	------------------

<b>41 Other Operating Expense</b>	<b>262,900</b>	<b>1,762,303</b>
-----------------------------------	----------------	------------------

**42 Professional Standards Board Licensing Fund**

<b>43 Total Operating Expense</b>	<b>2,400,000</b>	<b>900,000</b>
-----------------------------------	------------------	----------------

**44 Augmentation allowed.**

**45**

**46 The above appropriations for the Professional Standards Division do not include funds**  
**47 to pay stipends for mentor teachers.**

**48**

**49 FOR THE INDIANA STATE TEACHERS' RETIREMENT FUND**



1       **POSTRETIREMENT PENSION INCREASES**

2           Other Operating Expense                   52,784,909           55,952,004

3

4       The appropriations for postretirement pension increases are made for those benefits  
5       and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

6

7       **TEACHERS' RETIREMENT FUND DISTRIBUTION**

8           Other Operating Expense                   568,372,000           602,474,320

9           Augmentation allowed.

10

11       If the amount actually required under the pre-1996 account of the teachers' retirement  
12       fund for actual benefits for the Post Retirement Pension Increases that are funded  
13       on a "pay as you go" basis plus the base benefits under the pre-1996 account of the  
14       teachers' retirement fund is:

- 15           (1) greater than the above appropriations for a year, after notice to the  
16           governor and the budget agency of the deficiency, the above appropriation for  
17           the year shall be augmented from the general fund. Any augmentation shall  
18           be included in the required pension stabilization calculation under IC 5-10.4; or  
19           (2) less than the above appropriations for a year, the excess shall be retained  
20           in the general fund. The portion of the benefit funded by the annuity account  
21           and the actuarially funded Post Retirement Pension Increases shall not be part  
22           of this calculation.

23

24       **C. OTHER EDUCATION**

25

26       **FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD**

27           Personal Services                           617,646           617,646

28           Other Operating Expense                   68,940           68,940

29       **PUBLIC EMPLOYEE RELATIONS BOARD**

30           Total Operating Expense                   32,550           32,550

31

32       **FOR THE STATE LIBRARY**

33           Personal Services                           2,867,740           2,869,750

34           Other Operating Expense                   729,954           729,954

35       **LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES**

36           Other Operating Expense                   20,000           20,000

37       **DISTRIBUTION TO PUBLIC LIBRARIES**

38           Other Operating Expense                   607,936           607,936

39

40       The foregoing appropriations for distribution to public libraries shall be distributed  
41       among the public libraries of the state of Indiana under IC 4-23-7.1. However, a  
42       public library district that does not provide for the issuance of library cards free  
43       of charge or for a fee to all individuals who reside in the county in which that  
44       public library district is located shall not be considered an eligible public library  
45       district in determining the amounts to be distributed under IC 4-23-7.1 and is not  
46       entitled to a distribution under IC 4-23-7.1.

47

48       **INDIANA COOPERATIVE LIBRARY SERVICES AUTHORITY**

49           Total Operating Expense                   2,408,848           2,408,848



1	<b>ACADEMY OF SCIENCE</b>		
2	<b>Total Operating Expense</b>	<b>8,811</b>	<b>8,811</b>
3			
4	<b>FOR THE ARTS COMMISSION</b>		
5	<b>Personal Services</b>	<b>406,217</b>	<b>406,217</b>
6	<b>Other Operating Expense</b>	<b>2,971,742</b>	<b>2,971,742</b>
7			
8	<b>INDIANA ARTS COMMISSION TRUST FUND</b>		
9	<b>Total Operating Expense</b>		<b>1,250,000</b>

The foregoing appropriation to the Indiana arts commission trust fund is to provide grants under IC 4-23-2.5 to:

- (1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the Indiana arts commission; and
- (2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the Indiana arts commission and its regional re-granting partners.

The money appropriated to the Indiana arts commission trust fund does not revert to the state general fund at the close of any state fiscal year but remains available to the Indiana arts commission until the purpose for which it was appropriated is fulfilled.

**FOR THE HISTORICAL BUREAU**

26	<b>Personal Services</b>	<b>392,583</b>	<b>392,583</b>
27	<b>Other Operating Expense</b>	<b>6,875</b>	<b>6,875</b>
28	<b>HISTORICAL MARKER PROGRAM</b>		
29	<b>Total Operating Expense</b>		<b>31,898</b>

**FOR THE COMMISSION ON PROPRIETARY EDUCATION**

32	<b>Personal Services</b>	<b>447,806</b>	<b>448,129</b>
33	<b>Other Operating Expense</b>	<b>6,865</b>	<b>6,865</b>

**SECTION 10. [EFFECTIVE JULY 1, 2007]**

**DISTRIBUTIONS**

**FOR THE PROPERTY TAX REPLACEMENT FUND BOARD**

40	<b>Property Tax Replacement Fund (IC 6-1.1-21)</b>		
41	<b>Total Operating Expense</b>	<b>2,082,509,197</b>	<b>2,143,509,197</b>

Notwithstanding IC 6-1.1-21, the foregoing appropriations (less the amount set aside for child services (as defined in IC 12-19-7-1) are the maximum amount that may be distributed. If the amount determined under IC 6-1.1-21 exceeds the amount appropriated, the board shall reduce the credit percentages proportionately so that the distributions equal the appropriation.

The above appropriation for the state fiscal year beginning July 1, 2007, and ending



June 30, 2008, includes an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning January 1, 2008, and ending June 30, 2008; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services.

The above appropriation for the state fiscal year beginning July 1, 2008, and ending June 30, 2009, includes an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning July 1, 2008, and ending December 31, 2008; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services, and an amount equal to the amount that: (1) is necessary to pay the cost of child services (as defined in IC 12-19-7-1) provided in the period beginning January 1, 2009, and ending June 30, 2009; (2) is not paid from other sources of revenue; and (3) exceeds fifty percent (50%) of the lesser of the costs payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes) incurred by each county for child services (as defined in IC 12-19-7-1) provided in 2005 or provided in 2007, as determined by the department of child services.

In addition to the purposes for the property tax replacement fund specified in IC 6-1.1-21, the property tax replacement fund board shall in each state fiscal year transfer from the state property tax replacement fund to the state general fund for use by the department of child services the amounts needed to pay the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation. Notwithstanding IC 4-13-2-20, the department of child services shall distribute to each county the amount needed by that county to pay the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation on a schedule that permits the county to pay claims for child services (as defined in IC 12-19-7-1) as they become due without issuing bonds or entering into a loan to raise necessary funds. If the amount available from the property tax replacement fund is insufficient to expend the total amount appropriated from the property tax replacement fund, the amount of any deficiency attributable to the costs of child services (as defined in IC 12-19-7-1) that are payable from the above appropriation shall be paid from the state general fund in the manner provided by IC 6-1.1-21-4 for other deficiencies related to the property tax replacement fund. Notwithstanding any other law, the budget agency may not transfer the appropriation for child services (as defined in IC 12-19-7-1) to any other purpose or withhold or reduce an allotment related to the distribution for child services (as defined in IC 12-19-7-1). The county shall use the money distributed under this paragraph for payments of child services (as defined in IC 12-19-7-1). The money distributed shall be treated as if the money were property taxes and shall be used to reduce the property tax levy that would otherwise be imposed under IC 12-19-7-4.



Notwithstanding any other law, except as specifically authorized in a law enacted by the general assembly after February 20, 2007, no officer or agency of the state, including the property tax replacement fund board, may make a distribution of money to political subdivisions to replace revenue lost from the granting of homestead credits under IC 6-1.1-20.9 and property tax replacement credits under IC 6-1.1-21-5 on any schedule other than the schedule specified in IC 6-1.1-21-10.

**SECTION 11. [EFFECTIVE JULY 1, 2007]**

The following allocations of federal funds are available for vocational and technical education under the Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2301, et seq. for Vocational and Technical Education) (20 U.S.C. 2371 for Tech Prep Education). These funds shall be received by the department of workforce development, commission on vocational and technical education, and shall be allocated by the budget agency after consultation with the commission on vocational and technical education, the department of education, the commission for higher education, and the department of correction. Funds shall be allocated to these agencies in accordance with the allocations specified below:

**STATE PROGRAMS AND LEADERSHIP**

2,655,188      2,655,188

**SECONDARY VOCATIONAL PROGRAMS**

14,878,845      14,878,845

**POSTSECONDARY VOCATIONAL PROGRAMS**

8,522,925      8,522,925

**TECHNOLOGY - PREPARATION EDUCATION**

2,465,494      2,465,494

**SECTION 12. [EFFECTIVE JULY 1, 2007]**

In accordance with IC 22-4.1-13, the budget agency, with the advice of the commission on vocational and technical education and the budget committee, may augment or reduce an allocation of federal funds made under SECTION 11 of this act.

**SECTION 13. [EFFECTIVE JULY 1, 2007]**

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

**SECTION 14. [EFFECTIVE JULY 1, 2007]**

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement



for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than \$85 for any twenty-four (24) hour period; while traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than \$65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

#### SECTION 15. [EFFECTIVE JULY 1, 2007]

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is \$50 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.



1    **SECTION 16. [EFFECTIVE JULY 1, 2007]**

2  
3        **No payment for personal services shall be made by the auditor of state unless the**  
4        **payment has been approved by the budget agency or the designee of the budget agency.**

5  
6    **SECTION 17. [EFFECTIVE JULY 1, 2007]**

7  
8        **No warrant for operating expenses, capital outlay, or fixed charges shall be issued**  
9        **to any department or an institution unless the receipts of the department or institution**  
10       **have been deposited into the state treasury for the month. However, if a department**  
11       **or an institution has more than \$10,000 in daily receipts, the receipts shall be**  
12       **deposited into the state treasury daily.**

13  
14   **SECTION 18. [EFFECTIVE JULY 1, 2007]**

15  
16       **In case of loss by fire or any other cause involving any state institution or department,**  
17       **the proceeds derived from the settlement of any claim for the loss shall be deposited**  
18       **in the state treasury, and the amount deposited is hereby reappropriated to the institution**  
19       **or department for the purpose of replacing the loss. If it is determined that the**  
20       **loss shall not be replaced, any funds received from the settlement of a claim shall**  
21       **be deposited into the general fund.**

22  
23   **SECTION 19. [EFFECTIVE JULY 1, 2007]**

24  
25       **If an agency has computer equipment in excess of the needs of that agency, then the**  
26       **excess computer equipment may be sold under the provisions of surplus property sales,**  
27       **and the proceeds of the sale or sales shall be deposited in the state treasury. The**  
28       **amount so deposited is hereby reappropriated to that agency for other operating expenses**  
29       **of the then current year, if approved by the director of the budget agency.**

30  
31   **SECTION 20. [EFFECTIVE JULY 1, 2007]**

32  
33       **If any state penal or benevolent institution other than the Indiana state prison,**  
34       **Pendleton correctional facility, or Putnamville correctional facility shall, in the**  
35       **operation of its farms, produce products, or commodities in excess of the needs of**  
36       **the institution, the surplus may be sold through the division of industries and farms,**  
37       **the director of the supply division of the Indiana department of administration,**  
38       **or both. The proceeds of any such sale or sales shall be deposited in the state treasury.**  
39       **The amount deposited is hereby reappropriated to the institution for expenses of**  
40       **the then current year if approved by the director of the budget agency. The exchange**  
41       **between state penal and benevolent institutions of livestock for breeding purposes**  
42       **only is hereby authorized at valuations agreed upon between the superintendents or**  
43       **wardens of the institutions. Capital outlay expenditures may be made from the institutional**  
44       **industries and farms revolving fund if approved by the budget agency and the governor.**

45  
46   **SECTION 21. [EFFECTIVE JULY 1, 2007]**

47  
48       **This act does not authorize any rehabilitation and repairs to any state buildings,**  
49       **nor does it allow that any obligations be incurred for lands and structures, without**



1     the prior approval of the budget director or the director's designee. This SECTION  
2     does not apply to contracts for the state universities supported in whole or in part  
3     by state funds.  
4

5     **SECTION 22. [EFFECTIVE JULY 1, 2007]**  
6

7     If an agency has an annual appropriation fixed by law, and if the agency also receives  
8     an appropriation in this act for the same function or program, the appropriation  
9     in this act supersedes any other appropriations and is the total appropriation for  
10    the agency for that program or function.  
11

12    **SECTION 23. [EFFECTIVE JULY 1, 2007]**  
13

14    The balance of any appropriation or funds heretofore placed or remaining to the credit  
15    of any division of the state of Indiana, and any appropriation or funds provided  
16    in this act placed to the credit of any division of the state of Indiana, the powers,  
17    duties, and functions whereof are assigned and transferred to any department for  
18    salaries, maintenance, operation, construction, or other expenses in the exercise  
19    of such powers, duties, and functions, shall be transferred to the credit of the  
20    department to which such assignment and transfer is made, and the same shall be available  
21    for the objects and purposes for which appropriated originally.  
22

23    **SECTION 24. [EFFECTIVE JULY 1, 2007]**  
24

25    The director of the division of procurement of the Indiana department of administration,  
26    or any other person or agency authorized to make purchases of equipment, shall not  
27    honor any requisition for the purchase of an automobile that is to be paid for from  
28    any appropriation made by this act or any other act, unless the following facts are  
29    shown to the satisfaction of the commissioner of the Indiana department of administration  
30    or the commissioner's designee:

31    (1) In the case of an elected state officer, it shall be shown that the duties of  
32    the office require driving about the state of Indiana in the performance of official  
33    duty.

34    (2) In the case of department or commission heads, it shall be shown that the statutory  
35    duties imposed in the discharge of the office require traveling a greater distance  
36    than one thousand (1,000) miles each month or that they are subject to official duty  
37    call at all times.

38    (3) In the case of employees, it shall be shown that the major portion of the duties  
39    assigned to the employee require travel on state business in excess of one thousand  
40    (1,000) miles each month, or that the vehicle is identified by the agency as an integral  
41    part of the job assignment. In computing the number of miles required to be driven  
42    by a department head or an employee, the distance between the individual's home and  
43    office or designated official station is not to be considered as a part of the total.  
44    Department heads shall annually submit justification for the continued assignment  
45    of each vehicle in their department, which shall be reviewed by the commissioner  
46    of the Indiana department of administration, or the commissioner's designee. There  
47    shall be an insignia permanently affixed on each side of all state owned cars, designating  
48    the cars as being state owned. However, this requirement does not apply to state  
49    owned cars driven by elected state officials or to cases where the commissioner of



1     the Indiana department of administration or the commissioner's designee determines  
2     that affixing insignia on state owned cars would hinder or handicap the persons driving  
3     the cars in the performance of their official duties.  
4

5     **SECTION 25. [EFFECTIVE JULY 1, 2007]**  
6

7     When budget agency approval or review is required under this act, the budget agency  
8     may refer to the budget committee any budgetary or fiscal matter for an advisory  
9     recommendation. The budget committee may hold hearings and take any actions authorized  
10    by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.  
11

12    **SECTION 26. [EFFECTIVE JULY 1, 2007]**  
13

14    The governor of the state of Indiana is solely authorized to accept on behalf of  
15    the state any and all federal funds available to the state of Indiana. Federal funds  
16    received under this SECTION are appropriated for purposes specified by the federal  
17    government, subject to allotment by the budget agency. The provisions of this SECTION  
18    and all other SECTIONS concerning the acceptance, disbursement, review, and approval  
19    of any grant, loan, or gift made by the federal government or any other source to  
20    the state or its agencies and political subdivisions shall apply, notwithstanding  
21    any other law.  
22

23    **SECTION 27. [EFFECTIVE JULY 1, 2007]**  
24

25    Federal funds received as revenue by a state agency or department are not available  
26    to the agency or department for expenditure until allotment has been made by the  
27    budget agency under IC 4-12-1-12(d).  
28

29    **SECTION 28. [EFFECTIVE JULY 1, 2007]**  
30

31    A contract or an agreement for personal services or other services may not be entered  
32    into by any agency or department of state government without the approval of the  
33    budget agency or the designee of the budget director.  
34

35    **SECTION 29. [EFFECTIVE JULY 1, 2007]**  
36

37    Except in those cases where a specific appropriation has been made to cover the payments  
38    for any of the following, the auditor of state shall transfer, from the personal  
39    services appropriations for each of the various agencies and departments, necessary  
40    payments for Social Security, public employees' retirement, health insurance, life  
41    insurance, and any other similar payments directed by the budget agency.  
42

43    **SECTION 30. [EFFECTIVE JULY 1, 2007]**  
44

45    Subject to SECTION 25 of this act as it relates to the budget committee, the budget  
46    agency with the approval of the governor may withhold allotments of any or all appropriations  
47    contained in this act for the 2007-2009 biennium, if it is considered necessary to  
48    do so in order to prevent a deficit financial situation.  
49



**SECTION 31. [EFFECTIVE JULY 1, 2006 (RETROACTIVE)]**

**The following deficiency appropriation for the state fiscal year beginning July 1, 2006, and ending June 30, 2007, is made in addition to the appropriations in P.L.246-2005, SECTION 9:**

**FOR THE DEPARTMENT OF EDUCATION  
DISTRIBUTION FOR TUITION SUPPORT**

**General Fund**

<b>Total Operating Expense</b>	<b>56,100,000</b>
--------------------------------	-------------------

**The deficiency appropriation made by this SECTION is not subject to transfer to any other fund or subject to transfer, assignment, or reassignment for any other use or purpose by the state board of finance, notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23, or by the budget agency, notwithstanding IC 4-12-1-12, or any other law.**

**SECTION 32. [EFFECTIVE JULY 1, 2007]**

**CONSTRUCTION**

**For the 2007-2009 biennium, the following amounts, from the funds listed as follows, are hereby appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals and the purchase and sale of land, including equipment for such properties and other projects as specified.**

<b>State General Fund - Lease Rentals</b>	
	<b>192,901,910</b>
<b>State General Fund - Construction</b>	
	<b>264,389,919</b>
<b>State Police Building Commission Fund (IC 9-29-1-4)</b>	
	<b>6,200,000</b>
<b>Law Enforcement Academy Building Fund (IC 5-2-1-13)</b>	
	<b>1,319,300</b>
<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>	
	<b>3,600,000</b>
<b>Veterans' Home Building Fund (IC 10-17-9-7)</b>	
	<b>5,269,167</b>
<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>	
	<b>30,560,000</b>
<b>Regional Health Care Construction Account (IC 4-12-8.5)</b>	
	<b>11,964,998</b>
<b>Build Indiana Fund (IC 4-30-17)</b>	
	<b>889,490</b>
<b>TOTAL</b>	<b>517,094,784</b>

**The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant**



to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

#### A. GENERAL GOVERNMENT

##### FOR THE HOUSE OF REPRESENTATIVES

Repair and Rehabilitation	425,000
---------------------------	---------

##### FOR THE SENATE

Senate Renovation	1,500,000
-------------------	-----------

##### FOR THE STATE BUDGET AGENCY

Health and safety contingency	5,000,000
-------------------------------	-----------

Aviation Technology Center	2,428,284
----------------------------	-----------

Airport Facilities Lease	52,991,552
--------------------------	------------

##### DEPARTMENT OF ADMINISTRATION - PROJECTS

Preventive Maintenance	6,691,790
------------------------	-----------

Repair and Rehabilitation	13,905,000
---------------------------	------------

##### DEPARTMENT OF ADMINISTRATION - LEASES

###### General Fund

Lease - Government Center North	24,111,955
---------------------------------	------------

Lease - Government Center South	29,631,910
---------------------------------	------------

Lease -State Museum	15,234,934
---------------------	------------

Lease -McCarty Street Warehouse	1,458,200
---------------------------------	-----------

Lease -Parking Garages	10,061,358
------------------------	------------

Lease -Toxicology Lab	11,070,106
-----------------------	------------

Lease -Wabash Valley Correctional	26,229,390
-----------------------------------	------------

Lease -Rockville Correctional	11,040,071
-------------------------------	------------

Lease -Miami Correctional	30,570,823
---------------------------	------------

Lease -Pendleton Juvenile Correctional	10,064,168
--	------------

Lease -New Castle Correctional	23,428,995
--------------------------------	------------

###### Regional Health Care Construction Account (IC 4-12-8.5)

Lease -Evansville State Hospital	3,284,468
----------------------------------	-----------

Lease -Southeast Regional Treatment	5,297,588
-------------------------------------	-----------

Lease -Logansport State Hospital	3,382,942
----------------------------------	-----------

#### B. PUBLIC SAFETY

##### (1) LAW ENFORCEMENT

###### INDIANA STATE POLICE

###### State Police Building Commission Fund (IC 9-29-1-4)

Preventive Maintenance	1,015,000
------------------------	-----------

Repair and Rehabilitation	5,185,000
---------------------------	-----------

###### LAW ENFORCEMENT TRAINING BOARD

###### Law Enforcement Academy Building Fund (IC 5-2-1-13)

Preventive Maintenance	936,000
------------------------	---------



1	Repair and Rehabilitation	383,300
2	ADJUTANT GENERAL	
3	Preventive Maintenance	250,000
4	Repair and Rehabilitation	1,650,000
5		
6	(2) CORRECTIONS	
7		
8	DEPARTMENT OF CORRECTION - PROJECTS	
9	Postwar Construction Fund (IC 7.1-4-8-1)	
10	Environmental Response	150,000
11	Repair and Rehabilitation	200,000
12	CORRECTIONAL UNITS	
13	Preventive Maintenance	1,515,598
14	Postwar Construction Fund (IC 7.1-4-8-1)	
15	Administration/Program Bldg.-Henryville	100,000
16	Repair and Rehabilitation	400,000
17	STATE PRISON	
18	Preventive Maintenance	954,492
19	Postwar Construction Fund (IC 7.1-4-8-1)	
20	Repair and Rehabilitation	5,200,000
21	PENDLETON CORRECTIONAL FACILITY	
22	Preventive Maintenance	1,257,064
23	Postwar Construction Fund (IC 7.1-4-8-1)	
24	Repair and Rehabilitation	1,200,000
25	WOMEN'S PRISON	
26	Preventive Maintenance	538,832
27	Postwar Construction Fund (IC 7.1-4-8-1)	
28	Repair and Rehabilitation	100,000
29	NEW CASTLE CORRECTIONAL FACILITY	
30	Preventive Maintenance	350,388
31	PUTNAMVILLE CORRECTIONAL FACILITY	
32	Preventive Maintenance	864,822
33	Postwar Construction Fund (IC 7.1-4-8-1)	
34	Central Water Softener System	300,000
35	Repair and Rehabilitation	140,000
36	PLAINFIELD EDUCATION RE-ENTRY FACILITY	
37	Preventive Maintenance	322,804
38	INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY	
39	Preventive Maintenance	395,510
40	Postwar Construction Fund (IC 7.1-4-8-1)	
41	Repair and Rehabilitation	100,000
42	BRANCHVILLE CORRECTIONAL FACILITY	
43	Preventive Maintenance	272,932
44	Postwar Construction Fund (IC 7.1-4-8-1)	
45	Education building addition	1,800,000
46	WESTVILLE CORRECTIONAL FACILITY	
47	Preventive Maintenance	806,330
48	Postwar Construction Fund (IC 7.1-4-8-1)	
49	Repair and Rehabilitation	3,500,000



1	<b>ROCKVILLE CORRECTIONAL FACILITY</b>	
2	Preventive Maintenance	357,296
3	<b>PLAINFIELD CORRECTIONAL FACILITY</b>	
4	Preventive Maintenance	663,704
5	Postwar Construction Fund (IC 7.1-4-8-1)	
6	Steam distribution center	12,000,000
7	Repair and Rehabilitation	420,000
8	<b>RECEPTION-DIAGNOSTIC CENTER</b>	
9	Preventive Maintenance	214,464
10	Postwar Construction Fund (IC 7.1-4-8-1)	
11	Fire egress stairwell	400,000
12	<b>CORRECTIONAL INDUSTRIAL FACILITY</b>	
13	Preventive Maintenance	584,172
14	Postwar Construction Fund (IC 7.1-4-8-1)	
15	Repair and Rehabilitation	750,000
16	<b>WORK RELEASE CENTERS</b>	
17	Preventive Maintenance	76,828
18	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>	
19	Preventive Maintenance	608,820
20	Postwar Construction Fund (IC 7.1-4-8-1)	
21	Repair and Rehabilitation	2,800,000
22	<b>MIAMI CORRECTIONAL FACILITY</b>	
23	Preventive Maintenance	664,560
24	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>	
25	Preventive Maintenance	228,738
26		
27	<b>C. CONSERVATION AND ENVIRONMENT</b>	
28		
29	<b>DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION</b>	
30	Preventive Maintenance	300,000
31	Repair and Rehabilitation	1,500,000
32	<b>FISH AND WILDLIFE</b>	
33	Preventive Maintenance	2,000,000
34	Repair and Rehabilitation	4,500,000
35	<b>FORESTRY</b>	
36	Preventive Maintenance	2,000,000
37	Repair and Rehabilitation	6,500,000
38	<b>MUSEUMS AND HISTORIC SITES</b>	
39	Preventive Maintenance	365,559
40	Repair and Rehabilitation	4,500,000
41	Tippecanoe Battlefield - Fence Restoration	430,000
42	<b>NATURE PRESERVES</b>	
43	Preventive Maintenance	200,000
44	Repair and Rehabilitation	1,350,000
45	<b>OUTDOOR RECREATION</b>	
46	Preventive Maintenance	50,000
47	Repair and Rehabilitation	375,000
48	<b>STATE PARKS AND RESERVOIR MANAGEMENT</b>	
49	Preventive Maintenance	2,900,000



1	Repair and Rehabilitation	29,000,000
2	Cigarette Tax Fund (IC 6-7-1-29.1)	
3	Preventive Maintenance	3,600,000
4	DIVISION OF WATER	
5	Preventive Maintenance	250,000
6	Repair and Rehabilitation	8,925,000
7	Dredging of Cedar Lake in Lake County	2,000,000
8	ENFORCEMENT	
9	Preventive Maintenance	250,000
10	STATE MUSEUM	
11	Preventive Maintenance	650,000
12	Repair and Rehabilitation	300,000
13	OIL AND GAS	
14	Repair and Rehabilitation	400,000
15	ENTOMOLOGY	
16	Repair and Rehabilitation	1,000,000
17	WHITE RIVER STATE PARK	
18	Preventive Maintenance	500,000
19	Repair and Rehabilitation	480,000
20	WAR MEMORIALS COMMISSION	
21	Preventive Maintenance	1,512,094
22	Civil War Battle Flags	238,500
23	Repair and Rehabilitation	815,300
24	LITTLE CALUMET RIVER BASIN COMMISSION	
25	Repair and Rehabilitation	2,000,000
26		
27	D. TRANSPORTATION	
28		
29	AIRPORT DEVELOPMENT	
30	Airport Development	2,400,000
31		
32	The foregoing allocation for the Indiana department of transportation is for airport	
33	development and shall be used for the purpose of assisting local airport authorities	
34	and local units of government in matching available federal funds under the airport	
35	improvement program and for matching federal grants for airport planning and for	
36	the other airport studies. Matching grants of aid shall be made in accordance with	
37	the approved annual capital improvements program of the Indiana department of	
38	transportation and with the approval of the governor and the budget agency.	
39		
40	E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS	
41		
42	(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION	
43		
44	FSSA CONSTRUCTION	
45	Repair and Rehabilitation	1,000,000
46	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER	
47	Preventive Maintenance	45,000
48	Repair and Rehabilitation	100,000
49	EVANSVILLE STATE HOSPITAL	



1	Preventive Maintenance	500,000
2	Consult/Design for Forensic Pts.	100,000
3	Repair and Rehabilitation	858,000
4	MADISON STATE HOSPITAL	
5	Preventive Maintenance	971,409
6	LOGANSPOUT STATE HOSPITAL	
7	Preventive Maintenance	963,144
8	Repair and Rehabilitation	4,228,000
9	RICHMOND STATE HOSPITAL	
10	Preventive Maintenance	1,210,724
11	Operational Support Building	649,250
12	Repair and Rehabilitation	3,329,000
13	LARUE CARTER MEMORIAL HOSPITAL	
14	Preventive Maintenance	5,000,000

(2) PUBLIC HEALTH

18	DEPARTMENT OF HEALTH	
19	Preventive Maintenance	15,303
20	Repair and Rehabilitation	1,684,697
21	SCHOOL FOR THE BLIND	
22	Preventive Maintenance	565,714
23	Repair and Rehabilitation	2,964,671
24	SCHOOL FOR THE DEAF	
25	Preventive Maintenance	553,120
26	Repair and Rehabilitation	3,046,357
27	SOLDIERS' AND SAILORS' CHILDREN'S HOME	
28	Preventive Maintenance	400,000
29	Repair and Rehabilitation	925,000

(3) VETERANS' AFFAIRS

33	INDIANA VETERANS' HOME	
34	Veterans' Home Building Fund (IC 10-17-9-7)	
35	Preventive Maintenance	1,000,000
36	Replacement of Busses	485,000
37	Repair and Rehabilitation	3,784,167

F. EDUCATION

HIGHER EDUCATION

43	INDIANA UNIVERSITY - TOTAL SYSTEM	
44	General Repair and Rehab	25,202,564
45	PURDUE UNIVERSITY - TOTAL SYSTEM	
46	General Repair and Rehab	19,777,318
47	INDIANA STATE UNIVERSITY	
48	General Repair and Rehab	4,681,980
49	UNIVERSITY OF SOUTHERN INDIANA	



1	General Repair and Rehab	1,121,925
2	BALL STATE UNIVERSITY	
3	General Repair and Rehab	6,726,301
4	VINCENNES UNIVERSITY	
5	General Repair and Rehab	2,272,968
6	IVY TECH COMMUNITY COLLEGE	
7	General Repair and Rehab	2,287,041

8

9 **G. OTHER PROJECTS**

10 **MARTIN COUNTY 4-H BOARD**

11 **Build Indiana Fund (IC 4-30-17)**

12	Martin County Community Building	39,490
----	----------------------------------	--------

13

14 The above appropriation shall be paid from funds remaining after the transfers required

15 under IC 4-30-17-3.5.

16

17 **DEPARTMENT OF NATURAL RESOURCES**

18 **Build Indiana Fund (IC 4-30-17)**

19	Lake Shafer & Lake Freeman Dredging	850,000
----	-------------------------------------	---------

20

21 The above appropriation shall be paid from funds remaining after the transfers required

22 under IC 4-30-17-3.5.

23

24 **DEPARTMENT OF CORRECTION**

25 **Postwar Construction Fund (IC 7.1-4-8-1)**

26 **Rockville Sewer Upgrade Serving**

27	the Rockville Correctional Facility	1,000,000
----	-------------------------------------	-----------

28

29 **SECTION 33. [EFFECTIVE JULY 1, 2007]**

30

31 The budget agency may employ one (1) or more architects or engineers to inspect

32 construction, rehabilitation, and repair projects covered by the appropriations in

33 this act or previous acts.

34

35 **SECTION 34. [EFFECTIVE JULY 1, 2007]**

36

37 If any part of a construction or rehabilitation and repair appropriation made by

38 this act or any previous acts has not been allotted or encumbered before the expiration

39 of two (2) biennia, the budget agency may determine that the balance of the appropriation

40 is not available for allotment. The appropriation may be terminated, and the balance

41 may revert to the fund from which the original appropriation was made.

42

43 **SECTION 35. [EFFECTIVE UPON PASSAGE]**

44

45 The budget agency may retain balances in the mental health fund at the end of any

46 fiscal year to ensure there are sufficient funds to meet the service needs of the

47 developmentally disabled and the mentally ill in any year.

48

49 **SECTION 36. [EFFECTIVE JULY 1, 2007]**



1 If the budget director determines at any time during the biennium that the executive branch  
2 of state government cannot meet its statutory obligations due to insufficient funds in the general  
3 fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and  
4 after review by the budget committee, may transfer from the counter-cyclical revenue and  
5 economic stabilization fund to the general fund an amount necessary to maintain a positive  
6 balance in the general fund.

7  
8 SECTION 37. IC 2-5-1.1-20 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. (a) The legislative services agency  
10 shall do the following:

11 (1) Annually review changes to tax laws in Indiana and other states that were enacted in the  
12 preceding year.

13 (2) Annually analyze and evaluate Indiana's tax laws compared with the tax laws of:

14 (A) the other states in the Midwest; and

15 (B) other states.

16 (3) Not later than June 1, 2009, and June 1 of each year thereafter, present a comprehensive  
17 report containing the results of the review and comparison conducted under this subsection  
18 to the governor and the legislative council.

19 (b) The legislative services agency may do the following to carry out subsection (a):

20 (1) Solicit information from:

21 (A) private individuals and entities;

22 (B) tax policy experts; and

23 (C) any other source considered appropriate by the legislative services agency.

24 (2) Pay any travel expenses, per diem, and expert witness fees for individuals or entities  
25 providing information solicited under subdivision (1).

26 (3) Contract with one (1) or more individuals or entities to carry out any part of the  
27 requirements in subsection (a).

28 SECTION 38. IC 2-5-1.3 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

30 Chapter 1.3. General Accountability Office

31 Sec. 1. As used in this chapter, "appointing authority" refers to the speaker of the house of  
32 representatives and the president pro tempore of the senate acting jointly.

33 Sec. 2. As used in this chapter, "comptroller general" refers to the head of the office  
34 appointed under section 7 of this chapter.

35 Sec. 3. As used in this chapter, "office" refers to the general accountability office established  
36 by section 6 of this chapter.

37 Sec. 4. As used in this chapter, "privatization" refers to the transfer to a private sector person  
38 of a program currently provided or performed directly by the employees of a state agency.

39 Sec. 5. As used in this chapter, "privatization contract" refers to a contract entered into by  
40 a state agency with a private sector person for the privatization of a program. The term does not  
41 include contracting with a private sector person to provide services on a temporary or an  
42 emergency basis.

43 Sec. 6. The general accountability office is established as an agency of the general assembly.

44 Sec. 7. (a) The appointing authority shall appoint an individual to be the comptroller general.

45 (b) The individual appointed as comptroller general serves at the pleasure of the appointing  
46 authority.

47 (c) The comptroller general is the administrative head of the general accountability office.



**Sec. 8. The office shall do the following:**

**(1) At the request of a member of the general assembly, review and audit entities:**

**(A) established by law; or**

**(B) that receive money derived from appropriations made by the general assembly.**

**(2) Evaluate programs established by Indiana law as directed by the appointing authority.**

**(3) Review all privatization contracts entered into after December 31, 2004, as directed by the appointing authority.**

**Sec. 9. The office shall publish reports of its audits and evaluations as directed by the appointing authority.**

SECTION 39. IC 4-4-10.9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. The definitions in this chapter apply throughout this chapter, IC 4-4-11, **IC 4-4-11.7**, and IC 4-4-31.

SECTION 40. IC 4-4-11-15, AS AMENDED BY P.L.181-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15. (a) The authority is granted all powers necessary or appropriate to carry out and effectuate its public and corporate purposes under the affected statutes, including but not limited to the following:

(1) Have perpetual succession as a body politic and corporate and an independent instrumentality exercising essential public functions.

(2) Without complying with IC 4-22-2, adopt, amend, and repeal bylaws, rules, guidelines, and policies not inconsistent with the affected statutes, and necessary or convenient to regulate its affairs and to carry into effect the powers, duties, and purposes of the authority and conduct its business under the affected statutes. These bylaws, rules, guidelines, and policies must be made by a resolution of the authority introduced at one (1) meeting and approved at a subsequent meeting of the authority.

(3) Sue and be sued in its own name.

(4) Have an official seal and alter it at will.

(5) Maintain an office or offices at a place or places within the state as it may designate.

(6) Make, execute, and enforce contracts and all other instruments necessary, convenient, or desirable for the purposes of the authority or pertaining to:

(A) a purchase, acquisition, or sale of securities or other investments; or

(B) the performance of the authority's duties and execution of any of the authority's powers under the affected statutes.

(7) Employ architects, engineers, attorneys, inspectors, accountants, agriculture experts, silviculture experts, aquaculture experts, and financial experts, and such other advisors, consultants, and agents as may be necessary in its judgment and to fix their compensation.

(8) Procure insurance against any loss in connection with its property and other assets, including loans and loan notes in amounts and from insurers as it may consider advisable.

(9) Borrow money, make guaranties, issue bonds, and otherwise incur indebtedness for any of the authority's purposes, and issue debentures, notes, or other evidences of indebtedness, whether secured or unsecured, to any person, as provided by the affected statutes. Notwithstanding any other law, the:

(A) issuance by the authority of any indebtedness that establishes a procedure for the authority or a person acting on behalf of the authority to certify to the general assembly the amount needed to restore a debt service reserve fund or another fund to required levels; or

(B) execution by the authority of any other agreement that creates a moral obligation of the state to pay all or part of any indebtedness issued by the authority;

is subject to review by the budget committee and approval by the budget director.

(10) Procure insurance or guaranties from any public or private entities, including any



department, agency, or instrumentality of the United States, for payment of any bonds issued by the authority or for reinsurance on amounts paid from the industrial development project guaranty fund, including the power to pay premiums on any insurance or reinsurance.

(11) Purchase, receive, take by grant, gift, devise, bequest, or otherwise, and accept, from any source, aid or contributions of money, property, labor, or other things of value to be held, used, and applied to carry out the purposes of the affected statutes, subject to the conditions upon which the grants or contributions are made, including but not limited to gifts or grants from any department, agency, or instrumentality of the United States, and lease or otherwise acquire, own, hold, improve, employ, use, and otherwise deal in and with real or personal property or any interest in real or personal property, wherever situated, for any purpose consistent with the affected statutes.

(12) Enter into agreements with any department, agency, or instrumentality of the United States or this state and with lenders and enter into loan agreements, sales contracts, and leases with contracting parties, including participants (as defined in IC 13-11-2-151.1) for any purpose permitted under IC 13-18-13 or IC 13-18-21, borrowers, lenders, developers, or users, for the purpose of planning, regulating, and providing for the financing and refinancing of any agricultural enterprise (as defined in IC 15-7-4.9-2), rural development project (as defined in IC 15-7-4.9-19.5), industrial development project, purpose permitted under IC 13-18-13 and IC 13-18-21, or international exports, and distribute data and information concerning the encouragement and improvement of agricultural enterprises and agricultural employment, rural development projects, industrial development projects, international exports, and other types of employment in the state undertaken with the assistance of the authority under this chapter.

(13) Enter into contracts or agreements with lenders and lessors for the servicing and processing of loans and leases pursuant to the affected statutes.

(14) Provide technical assistance to local public bodies and to profit and nonprofit entities in the development or operation of agricultural enterprises, rural development projects, and industrial development projects.

(15) To the extent permitted under its contract with the holders of the bonds of the authority, consent to any modification with respect to the rate of interest, time, and payment of any installment of principal or interest, or any other term of any contract, loan, loan note, loan note commitment, contract, lease, or agreement of any kind to which the authority is a party.

(16) To the extent permitted under its contract with the holders of bonds of the authority, enter into contracts with any lender containing provisions enabling it to reduce the rental or carrying charges to persons unable to pay the regular schedule of charges when, by reason of other income or payment by any department, agency, or instrumentality of the United States of America or of this state, the reduction can be made without jeopardizing the economic stability of the agricultural enterprise, rural development project, or industrial development project being financed.

(17) Notwithstanding IC 5-13, but subject to the requirements of any trust agreement entered into by the authority, invest:

- (A) the authority's money, funds, and accounts;
- (B) any money, funds, and accounts in the authority's custody; and
- (C) proceeds of bonds or notes;

in the manner provided by an investment policy established by resolution of the authority.

(18) Fix and revise periodically, and charge and collect, fees and charges as the authority determines to be reasonable in connection with:

- (A) the authority's loans, guarantees, advances, insurance, commitments, and servicing; and
- (B) the use of the authority's services or facilities.



(19) Cooperate and exchange services, personnel, and information with any federal, state, or local government agency, or instrumentality of the United States or this state.

(20) Sell, at public or private sale, with or without public bidding, any loan or other obligation held by the authority.

(21) Enter into agreements concerning, and acquire, hold, and dispose by any lawful means, land or interests in land, building improvements, structures, personal property, franchises, patents, accounts receivable, loans, assignments, guarantees, and insurance needed for the purposes of the affected statutes.

(22) Take assignments of accounts receivable, loans, guarantees, insurance, notes, mortgages, security agreements securing notes, and other forms of security, attach, seize, or take title by foreclosure or conveyance to any industrial development project when a guaranteed loan thereon is clearly in default and when in the opinion of the authority such acquisition is necessary to safeguard the industrial development project guaranty fund, and sell, or on a temporary basis, lease or rent such industrial development project for any use.

(23) Expend money, as the authority considers appropriate, from the industrial development project guaranty fund created by section 16 of this chapter.

(24) Purchase, lease as lessee, construct, remodel, rebuild, enlarge, or substantially improve industrial development projects, including land, machinery, equipment, or any combination thereof.

(25) Lease industrial development projects to users or developers, with or without an option to purchase.

(26) Sell industrial development projects to users or developers, for consideration to be paid in installments or otherwise.

(27) Make direct loans from the proceeds of the bonds to users or developers for:

    (A) the cost of acquisition, construction, or installation of industrial development projects, including land, machinery, equipment, or any combination thereof; or

    (B) eligible expenditures for an educational facility project described in IC 4-4-10.9-6.2(a)(2); with the loans to be secured by the pledge of one (1) or more bonds, notes, warrants, or other secured or unsecured debt obligations of the users or developers.

(28) Lend or deposit the proceeds of bonds to or with a lender for the purpose of furnishing funds to such lender to be used for making a loan to a developer or user for the financing of industrial development projects under this chapter.

(29) Enter into agreements with users or developers to allow the users or developers, directly or as agents for the authority, to wholly or partially construct industrial development projects to be leased from or to be acquired by the authority.

(30) Establish reserves from the proceeds of the sale of bonds, other funds, or both, in the amount determined to be necessary by the authority to secure the payment of the principal and interest on the bonds.

(31) Adopt rules and guidelines governing its activities authorized under the affected statutes.

(32) Use the proceeds of bonds to make guaranteed participating loans.

(33) Purchase, discount, sell, and negotiate, with or without guaranty, notes and other evidences of indebtedness.

(34) Sell and guarantee securities.

(35) Make guaranteed participating loans under IC 4-4-21-26.

(36) Procure insurance to guarantee, insure, coinsure, and reinsure against political and commercial risk of loss, and any other insurance the authority considers necessary, including insurance to secure the payment of principal and interest on notes or other obligations of the authority.



(37) Provide performance bond guarantees to support eligible export loan transactions, subject to the terms of the affected statutes.

(38) Provide financial counseling services to Indiana exporters.

(39) Accept gifts, grants, or loans from, and enter into contracts or other transactions with, any federal or state agency, municipality, private organization, or other source.

(40) Sell, convey, lease, exchange, transfer, or otherwise dispose of property or any interest in property, wherever the property is located.

(41) Cooperate with other public and private organizations to promote export trade activities in Indiana.

(42) Make guarantees and administer the agricultural loan and rural development project guarantee fund established by IC 15-7-5.

(43) Take assignments of notes and mortgages and security agreements securing notes and other forms of security, and attach, seize, or take title by foreclosure or conveyance to any agricultural enterprise or rural development project when a guaranteed loan to the enterprise or rural development project is clearly in default and when in the opinion of the authority the acquisition is necessary to safeguard the agricultural loan and rural development project guarantee fund, and sell, or on a temporary basis, lease or rent the agricultural enterprise or rural development project for any use.

(44) Expend money, as the authority considers appropriate, from the agricultural loan and rural development project guarantee fund created by IC 15-7-5-19.5.

(45) Reimburse from bond proceeds expenditures for industrial development projects under this chapter.

(46) Acquire, hold, use, and dispose of the authority's income, revenues, funds, and money.

(47) Purchase, acquire, or hold debt securities or other investments for the authority's own account at prices and in a manner the authority considers advisable, and sell or otherwise dispose of those securities or investments at prices without relation to cost and in a manner the authority considers advisable.

(48) Fix and establish terms and provisions with respect to:

(A) a purchase of securities by the authority, including dates and maturities of the securities;

(B) redemption or payment before maturity; and

(C) any other matters that in connection with the purchase are necessary, desirable, or advisable in the judgment of the authority.

(49) To the extent permitted under the authority's contracts with the holders of bonds or notes, amend, modify, and supplement any provision or term of:

(A) a bond, a note, or any other obligation of the authority; or

(B) any agreement or contract of any kind to which the authority is a party.

(50) Subject to the authority's investment policy, do any act and enter into any agreement pertaining to a swap agreement (as defined in IC 8-9.5-9-4) related to the purposes of the affected statutes in accordance with IC 8-9.5-9-5 and IC 8-9.5-9-7, whether the action is incidental to the issuance, carrying, or securing of bonds or otherwise.

**(51) Construct or reconstruct a water project and lease the water project to the department of natural resources under IC 4-4-11.7.**

~~(51)~~ **(52)** Do any act necessary or convenient to the exercise of the powers granted by the affected statutes, or reasonably implied from those statutes, including but not limited to compliance with requirements of federal law imposed from time to time for the issuance of bonds.

(b) The authority's powers under this chapter shall be interpreted broadly to effectuate the purposes of this chapter and may not be construed as a limitation of powers. The omission of a power from the list in subsection (a) does not imply that the authority lacks that power. The authority may exercise



1 any power that is not listed in subsection (a) but is consistent with the powers listed in subsection (a)  
2 to the extent that the power is not expressly denied by the Constitution of the State of Indiana or by  
3 another statute.

4 (c) This chapter does not authorize the financing of industrial development projects for a developer  
5 unless any written agreement that may exist between the developer and the user at the time of the bond  
6 resolution is fully disclosed to and approved by the authority.

7 (d) The authority shall work with and assist the Indiana health and educational facility financing  
8 authority established by IC 5-1-16-2, the Indiana housing and community development authority  
9 established by IC 5-20-1-3, the Indiana port commission established under IC 8-10-1, and the state fair  
10 commission established by IC 15-1.5-2-1 in the issuance of bonds, notes, or other indebtedness. The  
11 Indiana health and educational facility financing authority, the Indiana housing and community  
12 development authority, the Indiana port commission, and the state fair commission shall work with  
13 and cooperate with the authority in connection with the issuance of bonds, notes, or other  
14 indebtedness.

15 SECTION 41. IC 4-4-11-15.6, AS ADDED BY P.L.214-2005, SECTION 1, IS AMENDED TO  
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15.6. In addition to the powers listed in  
17 section 15 of this chapter, the authority may:

18 (1) issue bonds under terms and conditions determined by the authority and use the proceeds of  
19 the bonds to acquire obligations issued by any entity authorized to acquire, finance, construct,  
20 or lease capital improvements under IC 5-1-17; ~~and~~

21 (2) issue bonds under terms and conditions determined by the authority and use the proceeds of  
22 the bonds to acquire any obligations issued by the northwest Indiana regional development  
23 authority established by IC 36-7.5-2-1; and

24 **(3) issue bonds under terms and conditions determined by the authority and use the**  
25 **proceeds of the bonds to construct or reconstruct a water project, acquire or provide a site**  
26 **for a water project, or pay any other costs of a water project under IC 4-4-11.7.**

27 SECTION 42. IC 4-4-11.7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

29 **Chapter 11.7. Construction and Financing of Water Projects**

30 **Sec. 1. As used in this chapter, "cost of a water project" means the cost of construction,**  
31 **reconstruction, equipment, lands, property rights, easements, financing charges, interest cost**  
32 **during construction, engineering and legal services, plans, specifications, surveys, cost estimates,**  
33 **studies, and other expenses as may be necessary or incident to the development, construction,**  
34 **financing, and placing in operation of a water project.**

35 **Sec. 2. As used in this chapter, "water project" means any infrastructure, improvements, or**  
36 **facilities, including dams, reservoirs, water storage facilities, pumps, or transmission mains, that**  
37 **can be used to provide water to:**

38 **(1) an economic development project that the Indiana economic development corporation**  
39 **estimates will employ at least two thousand (2,000) persons; and**

40 **(2) the communities surrounding the site of the economic development project described**  
41 **in subdivision (1).**

42 **Sec. 3. As used in this chapter, "department" refers to the department of natural resources.**

43 **Sec. 4. (a) The authority:**

44 **(1) shall construct or reconstruct a water project and lease the water project to the**  
45 **department; and**

46 **(2) may issue bonds;**

47 **as provided in this chapter.**

48 **(b) Except as otherwise provided in this chapter, the authority may exercise the powers set**



1 forth in IC 4-4-11 in carrying out this chapter.

2 Sec. 5. (a) For the purpose of providing funds to carry out this chapter with respect to:

3 (1) the construction or reconstruction of the water project;

4 (2) acquiring or providing a site for the water project;

5 (3) paying any other cost of the water project; or

6 (4) the refunding of any bonds issued under this chapter;

7 the authority may, by resolution, issue and sell bonds of the authority, in an amount not to  
8 exceed thirty million dollars (\$30,000,000).

9 (b) Bonds issued by the authority under this chapter are payable solely from:

10 (1) the lease rentals from the lease of the water project for which the bonds were issued,  
11 insurance proceeds, and any other funds of the authority pledged or available; and

12 (2) any revenues from the water project.

13 (c) This chapter contains full and complete authority for the issuance of bonds by the  
14 authority. No law, procedure, proceedings, publications, notices, consents, approvals, orders, or  
15 acts by the authority or any officer, department, agency, or instrumentality of the state are  
16 required to issue any bonds, except as required by this chapter.

17 Sec. 6. (a) A lease entered into under this chapter by the authority and the department  
18 concerning a water project must include the following:

19 (1) A provision plainly stating that the lease does not constitute an indebtedness of the state  
20 within the meaning or application of any constitutional provision or limitation, and that  
21 lease rentals are payable by the department solely from biennial appropriations, for the  
22 actual use or availability for use of a water project provided by the authority, with payment  
23 beginning not earlier than the time the use or availability of the water project commences.

24 (2) Provisions requiring the department to make lease rental payments at times and in  
25 amounts sufficient to pay in full:

26 (A) the debt service payable under the terms of any bonds or notes issued by the  
27 authority and outstanding with respect to the water project, including any required  
28 additions to reserves for the bonds or notes maintained by the authority; and

29 (B) additional lease rental payments as provided by the lease;  
30 subject to appropriation of money to pay lease rentals.

31 (3) Provisions requiring the department to operate and maintain the water project during  
32 the term of the lease.

33 (4) A provision specifying the term of the lease, which may not exceed the estimated useful  
34 life of the water project.

35 (5) A provision specifying that the department may purchase the water project upon the  
36 terms stated in the lease during the term of the lease for a price equal to the amount  
37 required to pay all indebtedness incurred on account of the water project, including  
38 indebtedness incurred for the refunding of that indebtedness.

39 (6) A provision requiring the plans and specifications of the water project to be submitted  
40 to and approved by all agencies of state government designated by law to review plans and  
41 specifications concerning the components of the water project.

42 (b) A lease entered into under this section may contain other terms and conditions that the  
43 authority and the department consider appropriate.

44 (c) A lease may be entered into by the authority and the department before the construction  
45 or reconstruction of the water project.

46 (d) The department shall pay lease rentals for leases entered into under this chapter and  
47 securing bonds issued by the authority under this chapter from appropriations made by the  
48 general assembly and from any revenues from the water project.



1 (e) The department shall request in writing an appropriation for payment of lease rentals on  
2 any lease entered into under this chapter at a time sufficiently in advance of the date for  
3 payment of the lease rentals so that an appropriation may be made in the normal state  
4 budgetary process.

5 (f) If the department fails at any time to pay to the authority when due any lease rentals on  
6 any lease under this chapter, the chairman of the authority shall immediately report the unpaid  
7 amount in writing to the governor and in an electronic format under IC 5-14-6 to the general  
8 assembly.

9 Sec. 7. This chapter contains full and complete authority for leases between the authority and  
10 the department. No law, procedure, proceedings, publications, notices, consents, approvals,  
11 orders, or acts by the authority or the department or any other officer, department, agency, or  
12 instrumentality of the state are required to enter leases under this chapter, except as required  
13 by this chapter.

14 Sec. 8. (a) Bonds issued under this chapter by the authority are legal investments for private  
15 trust funds and the funds of banks, trust companies, insurance companies, building and loan  
16 associates, credit unions, savings banks, private banks, loan and trust and safe deposit  
17 companies, rural loan and savings associations, guaranty loan and savings associations,  
18 mortgage guaranty companies, small loan companies, industrial loan and investment companies,  
19 and other financial institutions organized under Indiana law.

20 (b) An action to contest the validity of bonds to be issued under this chapter may not be  
21 brought after the time limitations set forth in IC 5-1-14-13.

22 (c) The general assembly covenants that it will not repeal or amend this chapter in a manner  
23 that would adversely affect or in any way impair the rights of owners of bonds issued under this  
24 chapter.

25 Sec. 9. The department may sell, transfer, convey, or lease by any means any property to the  
26 authority to carry out this chapter.

27 Sec. 10. The plans and specifications of the water project that will be constructed or  
28 reconstructed by the authority and leased to the department must be submitted to and approved  
29 by all governmental agencies designated by law to review and approve plans and specifications  
30 for the components of the water project.

31 SECTION 43. IC 4-30-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
32 2007]: Sec. 1. (a) There is created a state lottery commission as a body politic and corporate separate  
33 from the state.

34 (b) The commission is composed of five (5) members selected as provided in IC 4-30-4.

35 (c) The commission has the authority to sue and be sued in the name of the commission and to  
36 adopt a commission seal and symbol.

37 (d) The commission shall supervise and administer the operation of the Indiana state lottery in  
38 accordance with this article. **Except as specifically provided by this article, these functions may**  
39 **not be delegated or contracted to another entity.**

40 SECTION 44. IC 4-30-8-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON  
41 PASSAGE]: Sec. 1. (a) The commission may enter into contracts for the purchase, lease, or  
42 lease-purchase of goods or services necessary to carry out this article.

43 (b) The commission may not **enter into a management agreement or franchise agreement or**  
44 **otherwise** contract with any person or entity:

45 (1) for the total operation and administration **or substantially all operation and administration**  
46 of the lottery established by this article; ~~but may or~~

47 (2) to share or otherwise pay any part of the surplus revenue (as defined in IC 4-30-16-1)  
48 to any person or entity that provides any operation or administration functions for the



1       **lottery established by this article, other than the state.**

2       **The commission shall** enter into contracts and make purchases that integrate functions such as lottery  
3 game design, supply of goods and services, and advertisement.

4       ~~(b)~~ **(c)** In all procurement decisions, the director, or the commission, if the commission chooses to  
5 make the decision, shall take into account the particularly sensitive nature of the lottery and shall  
6 consider the competence, quality of product, experience, and timely performance of the vendors in  
7 order to promote and ensure security, honesty, fairness, and integrity in the operation and  
8 administration of the lottery and the objective of raising net revenues for the benefit of the public  
9 purposes described in this article.

10       SECTION 45. IC 4-33-6.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
11 2007]: Sec. 5. After selecting the most appropriate operating agent applicant, the commission may  
12 enter into an operating agent contract with the person. The operating agent contract must comply with  
13 this article and include the following terms and conditions:

14       (1) The operating agent must pay a nonrefundable initial fee of one million dollars (\$1,000,000)  
15 to the commission. The fee must be deposited by the commission into the West Baden Springs  
16 historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).

17       (2) The operating agent must post a bond as required in section 6 of this chapter.

18       (3) The operating agent must implement flexible scheduling.

19       (4) The operating agent must locate the riverboat in a historic hotel district at a location approved  
20 by ~~both~~ the commission. ~~and the historic hotel preservation commission established under~~  
21 ~~IC 36-7-11.5.~~

22       (5) The operating agent must comply with any requirements concerning the exterior design of the  
23 riverboat that are approved by ~~both~~ the commission. ~~and the historic hotel preservation~~  
24 ~~commission established under IC 36-7-11.5.~~

25       (6) Notwithstanding any law limiting the maximum length of contracts:

26           (A) the initial term of the contract may not exceed twenty (20) years; and

27           (B) any renewal or extension period permitted under the contract may not exceed twenty (20)  
28 years.

29       (7) The operating agent must collect and remit all taxes under IC 4-33-12 and IC 4-33-13.

30       (8) The operating agent must comply with the restrictions on the transferability of the operating  
31 agent contract under section 12 of this chapter.

32       SECTION 46. IC 4-33-6.5-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
33 2007]: Sec. 6. (a) An operating agent must post a bond with the commission at least sixty (60) days  
34 before the commencement of regular riverboat operations in the historic hotel district.

35       (b) The bond must be furnished in:

36           (1) cash or negotiable securities;

37           (2) a surety bond:

38               (A) with a surety company approved by the commission; and

39               (B) guaranteed by a satisfactory guarantor; or

40           (3) an irrevocable letter of credit issued by a banking institution of Indiana acceptable to the  
41 commission.

42       (c) If a bond is furnished in cash or negotiable securities, the principal shall be placed without  
43 restriction at the disposal of the commission, but income inures to the benefit of the operating agent.

44       (d) The bond:

45           (1) is subject to the approval of the commission;

46           (2) must be in an amount that the commission determines will adequately reflect the amount that  
47 a local community will expend for infrastructure and other facilities associated with a riverboat  
48 operation; and



(3) must be payable to the commission as obligee for use in payment of the riverboat's financial obligations to the local community, the state, and other aggrieved parties, as determined by the rules of the commission.

Any bond proceeds remaining after the payments shall be deposited in the ~~community trust~~ **West Baden Springs historic hotel preservation and maintenance** fund established by ~~IC 36-7-11.5-8~~ **IC 36-7-11.5-11**.

(e) If after a hearing (after at least five (5) days written notice) the commission determines that the amount of an operating agent's bond is insufficient, the operating agent shall, upon written demand of the commission, file a new bond.

(f) The commission may require an operating agent to file a new bond with a satisfactory surety in the same form and amount if:

(1) liability on the old bond is discharged or reduced by judgment rendered, payment made, or otherwise; or

(2) in the opinion of the commission any surety on the old bond becomes unsatisfactory.

(g) If a new bond obtained under subsection (e) or (f) is unsatisfactory, the commission shall cancel the operating agent's contract. If the new bond is satisfactorily furnished, the commission shall release in writing the surety on the old bond from any liability accruing after the effective date of the new bond.

(h) A bond is released on the condition that the operating agent remains at the site of the riverboat operating within the historic hotel district:

(1) for five (5) years; or

(2) until the date the commission enters into a contract with another operating agent to operate from the site for which the bond was posted;

whichever occurs first.

(i) An operating agent who does not meet the requirements of subsection (h) forfeits a bond filed under this section. The proceeds of a bond that is in default under this subsection are paid to the commission and used in the same manner as specified in subsection (d).

(j) The total liability of the surety on a bond is limited to the amount specified in the bond, and the continuous nature of the bond may not be construed as allowing the liability of the surety under a bond to accumulate for each successive approval period during which the bond is in force.

(k) A bond filed under this section is released sixty (60) days after:

(1) the time specified under subsection (h); and

(2) a written request is submitted by the operating agent.

SECTION 47. IC 4-33-12-6, AS AMENDED BY P.L.4-2005, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) The department shall place in the state general fund the tax revenue collected under this chapter.

(b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall be paid to:

(A) the city in which the riverboat is docked, if the city:

(i) is located in a county having a population of more than one hundred ten thousand (110,000) but less than one hundred fifteen thousand (115,000); or

(ii) is contiguous to the Ohio River and is the largest city in the county; and

(B) the county in which the riverboat is docked, if the riverboat is not docked in a city described in clause (A).



1 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
2 licensed owner for each person:

3 (A) embarking on a gambling excursion during the quarter; or

4 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
5 IC 4-33-6-21;

6 shall be paid to the county in which the riverboat is docked. In the case of a county described in  
7 subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under  
8 subdivision (1)(B).

9 (3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
10 licensed owner for each person:

11 (A) embarking on a gambling excursion during the quarter; or

12 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
13 IC 4-33-6-21;

14 shall be paid to the county convention and visitors bureau or promotion fund for the county in  
15 which the riverboat is docked.

16 (4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by  
17 the licensed owner for each person:

18 (A) embarking on a gambling excursion during the quarter; or

19 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
20 IC 4-33-6-21;

21 shall be paid to the state fair commission, for use in any activity that the commission is  
22 authorized to carry out under IC 15-1.5-3.

23 (5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
24 licensed owner for each person:

25 (A) embarking on a gambling excursion during the quarter; or

26 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
27 IC 4-33-6-21;

28 shall be paid to the division of mental health and addiction. The division shall allocate at least  
29 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
30 treatment of compulsive gambling.

31 (6) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected  
32 by the licensed owner for each person embarking on a gambling excursion during the quarter or  
33 admitted to a riverboat during the quarter that has implemented flexible scheduling under  
34 IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows,  
35 in amounts determined by the Indiana horse racing commission, for the promotion and operation  
36 of horse racing in Indiana:

37 (A) To one (1) or more breed development funds established by the Indiana horse racing  
38 commission under IC 4-31-11-10.

39 (B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31.  
40 The commission may make a grant under this clause only for purses, promotions, and routine  
41 operations of the racetrack. No grants shall be made for long term capital investment or  
42 construction, and no grants shall be made before the racetrack becomes operational and is  
43 offering a racing schedule.

44 (c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the  
45 treasurer of state shall quarterly pay the following amounts:

46 (1) ~~Twenty-five~~ **Twenty-two** percent (~~25%~~) (**22%**) of the admissions tax collected during the  
47 quarter shall be paid to the county treasurer of the county in which the riverboat is docked. The  
48 county treasurer shall distribute the money received under this subdivision as follows:



(A) ~~Twenty~~ **Twenty-two and seventy-five hundredths** percent (~~20%~~) (**22.75%**) shall be quarterly distributed to the county treasurer of a county having a population of more than thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(B) ~~Twenty~~ **Twenty-two and seventy-five hundredths** percent (~~20%~~) (**22.75%**) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) ~~Sixty~~ **Fifty-four and five tenths** percent (~~60%~~) (**54.5%**) shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. ~~The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:~~

**(i) (2) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.**

**(ii) (3) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.**

~~(2)~~ **(4) Twenty percent (20%)** of the admissions tax collected during the quarter shall be paid in equal amounts to each town that:

(A) is located in the county in which the riverboat docks; and

(B) contains a historic hotel.

~~The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission. At least twenty percent (20%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.~~

~~(3) Nine~~ **(5) Ten percent (10%)** of the admissions tax collected during the quarter shall be paid to the ~~historic hotel preservation~~ **Orange County development** commission established under IC 36-7-11.5. **At least one-third (1/3) of the taxes paid to the Orange County development commission under this subdivision must be transferred in equal parts to the French Lick tourism commission, the West Baden tourism commission, and the Orange County convention and visitors bureau.**

~~(4) Twenty-five~~ **(6) Thirteen percent (13%)** of the admissions tax collected during the quarter shall be paid to the West Baden Springs historic hotel preservation and maintenance fund



established by IC 36-7-11.5-11(b).

~~(5)~~ (7) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the Indiana economic development corporation to be used by the corporation for the development and implementation of a regional economic development strategy to assist the residents of the county in which the riverboat is located and residents of contiguous counties in improving their quality of life and to help promote successful and sustainable communities. The regional economic development strategy must include goals concerning the following issues:

(A) Job creation and retention.

(B) Infrastructure, including water, wastewater, and storm water infrastructure needs.

(C) Housing.

(D) Workforce training.

(E) Health care.

(F) Local planning.

(G) Land use.

(H) Assistance to regional economic development groups.

(I) Other regional development issues as determined by the Indiana economic development corporation.

(d) With respect to tax revenue collected from a riverboat that operates from a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000), the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the city in which the riverboat is docked.

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county in which the riverboat is docked.

(3) Except as provided in subsection (k), nine cents (\$0.09) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), one cent (\$0.01) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the northwest Indiana law enforcement training center.

(5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or



(B) admitted to a riverboat during a quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the state fair commission for use in any activity that the commission is authorized to carry out under IC 15-1.5-3.

(6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(7) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in amounts determined by the Indiana horse racing commission, for the promotion and operation of horse racing in Indiana:

(A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.

(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(e) Money paid to a unit of local government under subsection (b)(1) through (b)(2), (c)(1) through ~~(c)(2)~~, **(c)(4)**, or (d)(1) through (d)(2):

(1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;

(2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the discretion of the unit to reduce the property tax levy of the unit for a particular year;

(3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

(f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

(1) deposited in:

(A) the county convention and visitor promotion fund; or

(B) the county's general fund if the county does not have a convention and visitor promotion fund; and

(2) used only for the tourism promotion, advertising, and economic development activities of the county and community.

(g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

(1) is annually appropriated to the division of mental health and addiction;

(2) shall be distributed to the division of mental health and addiction at times during each state fiscal year determined by the budget agency; and

(3) shall be used by the division of mental health and addiction for programs and facilities for the prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the



1 creation and maintenance of a toll free telephone line to provide the public with information  
2 about these addictions. The division shall allocate at least twenty-five percent (25%) of the  
3 money received to the prevention and treatment of compulsive gambling.

4 (h) This subsection applies to the following:

5 (1) Each entity receiving money under subsection (b).

6 (2) Each entity receiving money under subsection (d)(1) through (d)(2).

7 (3) Each entity receiving money under subsection (d)(5) through (d)(7).

8 The treasurer of state shall determine the total amount of money paid by the treasurer of state to an  
9 entity subject to this subsection during the state fiscal year 2002. The amount determined under this  
10 subsection is the base year revenue for each entity subject to this subsection. The treasurer of state  
11 shall certify the base year revenue determined under this subsection to each entity subject to this  
12 subsection.

13 (i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The  
14 treasurer of state shall determine the total amount of money paid by the treasurer of state to the entity  
15 described in subsection (d)(3) during state fiscal year 2002. The amount determined under this  
16 subsection multiplied by nine-tenths (0.9) is the base year revenue for the entity described in  
17 subsection (d)(3). The amount determined under this subsection multiplied by one-tenth (0.1) is the  
18 base year revenue for the entity described in subsection (d)(4). The treasurer of state shall certify the  
19 base year revenue determined under this subsection to each entity subject to this subsection.

20 (j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal  
21 years beginning after June 30, 2002, the total amount of money distributed to an entity under this  
22 section during a state fiscal year may not exceed the entity's base year revenue as determined under  
23 subsection (h) or (i). If the treasurer of state determines that the total amount of money distributed to  
24 an entity under this section during a state fiscal year is less than the entity's base year revenue, the  
25 treasurer of state shall make a supplemental distribution to the entity under IC 4-33-13-5(g).

26 (k) This subsection does not apply to an entity receiving money under subsection (c). For state  
27 fiscal years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat  
28 admissions taxes that:

29 (1) exceed a particular entity's base year revenue; and

30 (2) would otherwise be due to the entity under this section;  
31 to the property tax replacement fund instead of to the entity.

32 SECTION 48. IC 4-33-13-5, AS AMENDED BY P.L.91-2006, SECTION 4, IS AMENDED TO  
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) This subsection does not apply to tax  
34 revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds  
35 are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the  
36 tax revenue deposited in the state gaming fund under this chapter to the following:

37 (1) The first thirty-three million dollars (\$33,000,000) of tax revenues collected under this  
38 chapter shall be set aside for revenue sharing under subsection (e).

39 (2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted  
40 by each licensed owner shall be paid:

41 (A) to the city that is designated as the home dock of the riverboat from which the tax revenue  
42 was collected, in the case of:

43 (i) a city described in IC 4-33-12-6(b)(1)(A); or

44 (ii) a city located in a county having a population of more than four hundred thousand  
45 (400,000) but less than seven hundred thousand (700,000); or

46 (B) to the county that is designated as the home dock of the riverboat from which the tax  
47 revenue was collected, in the case of a riverboat whose home dock is not in a city described  
48 in clause (A).



(3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall be paid to the property tax replacement fund. In each state fiscal year, the treasurer of state shall make the transfer required by this subdivision not later than the last business day of the month in which the tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is received by the state on the last business day in a month, the treasurer of state may transfer the tax revenue to the property tax replacement fund in the immediately following month.

(b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax revenue ~~deposited in the state gaming fund remitted by the operating agent~~ under this chapter as follows:

(1) Thirty-seven and one-half percent (37.5%) shall be paid to the property tax replacement fund established under IC 6-1.1-21.

(2) ~~Thirty-seven and one-half~~ **Nineteen** percent (~~37.5%~~) (**19%**) shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b). However, at any time the balance in that fund exceeds twenty million dollars (\$20,000,000), the amount described in this subdivision shall be paid to the property tax replacement fund established under IC 6-1.1-21.

(3) ~~Five~~ **Eight** percent (~~5%~~) (**8%**) shall be paid to the ~~historic hotel preservation~~ **Orange County development** commission established under IC 36-7-11.5.

(4) ~~Ten~~ **Sixteen** percent (~~10%~~) (**16%**) shall be paid in equal amounts to each town that ~~(A)~~ is located in the county in which the riverboat docks and ~~(B)~~ contains a historic hotel. ~~The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission.~~ **The following apply to taxes received by a town under this subdivision:**

(A) **At least twenty-five percent (25%) of the taxes must be transferred to the school corporation in which the town is located.**

(B) **At least twelve and five-tenths percent (12.5%) of the taxes must be transferred to the town's tourism commission.**

(5) ~~Ten~~ **Nine** percent (~~10%~~) (**9%**) shall be paid to the county treasurer of the county in which the riverboat is docked. The county treasurer shall distribute the money received under this subdivision as follows:

(A) ~~Twenty~~ **Twenty-two and twenty-five hundredths** percent (~~20%~~) (**22.25%**) shall be quarterly distributed to the county treasurer of a county having a population of more than thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(B) ~~Twenty~~ **Twenty-two and twenty-five hundredths** percent (~~20%~~) (**22.25%**) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.



(C) ~~Sixty Fifty-five and five tenths percent (60%)~~ **(55.5%)** shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. ~~The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:~~

**(i) (6) Five percent (5%) shall be paid to** a town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). **At least forty percent (40%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.**

**(ii) (7) Five percent (5%) shall be paid to** a town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000). **At least forty percent (40%) of the taxes received by a town under this subdivision must be transferred to the school corporation in which the town is located.**

**(8) Five-tenths percent (0.5%) shall be paid to the Orange County convention and visitors bureau.**

(c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall determine the total amount of money paid by the treasurer of state to the city or county during the state fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer of state shall certify the base year revenue determined under this subsection to the city or county. The total amount of money distributed to a city or county under this section during a state fiscal year may not exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that part of the riverboat wagering taxes that:

(1) exceeds a particular city's or county's base year revenue; and

(2) would otherwise be due to the city or county under this section;  
to the property tax replacement fund instead of to the city or county.

(d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the property tax replacement fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following may not exceed two hundred fifty million dollars (\$250,000,000):

(1) Surplus lottery revenues under IC 4-30-17-3.

(2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.

(3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the build Indiana fund. If in any state fiscal year insufficient money is transferred to the property tax replacement fund under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount transferred to the build Indiana fund to the amount available in the property tax replacement fund from the transfers under subsection (a)(3) for the state fiscal year.

(e) Before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have a riverboat according to the ratio that the county's population bears to the total population of the counties that do not have a riverboat. Except as provided in subsection (h), the county auditor shall distribute the money received by the county under this subsection as follows:

(1) To each city located in the county according to the ratio the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be



1 retained by the county.

2 (f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of

3 the following purposes:

4 (1) To reduce the property tax levy of the city, town, or county for a particular year (a property

5 tax reduction under this subdivision does not reduce the maximum levy of the city, town, or

6 county under IC 6-1.1-18.5).

7 (2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14,

8 IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for additional credits for property

9 tax replacement in property tax increment allocation areas or debt repayment.

10 (3) To fund sewer and water projects, including storm water management projects.

11 (4) For police and fire pensions.

12 (5) To carry out any governmental purpose for which the money is appropriated by the fiscal

13 body of the city, town, or county. Money used under this subdivision does not reduce the property

14 tax levy of the city, town, or county for a particular year or reduce the maximum levy of the city,

15 town, or county under IC 6-1.1-18.5.

16 (g) This subsection does not apply to an entity receiving money under IC 4-33-12-6(c). Before

17 September 15 of each year, the treasurer of state shall determine the total amount of money distributed

18 to an entity under IC 4-33-12-6 during the preceding state fiscal year. If the treasurer of state

19 determines that the total amount of money distributed to an entity under IC 4-33-12-6 during the

20 preceding state fiscal year was less than the entity's base year revenue (as determined under

21 IC 4-33-12-6), the treasurer of state shall make a supplemental distribution to the entity from taxes

22 collected under this chapter and deposited into the property tax replacement fund. The amount of the

23 supplemental distribution is equal to:

24 (1) the entity's base year revenue (as determined under IC 4-33-12-6); minus

25 (2) the sum of:

26 (A) the total amount of money distributed to the entity during the preceding state fiscal year

27 under IC 4-33-12-6; plus

28 (B) any amounts deducted under IC 6-3.1-20-7.

29 (h) This subsection applies only to a county containing a consolidated city. The county auditor shall

30 distribute the money received by the county under subsection (e) as follows:

31 (1) To each city, other than a consolidated city, located in the county according to the ratio that

32 the city's population bears to the total population of the county.

33 (2) To each town located in the county according to the ratio that the town's population bears to

34 the total population of the county.

35 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be

36 paid in equal amounts to the consolidated city and the county.

37 **SECTION 49. IC 5-1-14-15 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO**

38 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15. (a) A county or municipality may**

39 **issue bonds, notes, or other obligations for the purpose of providing funds to pay pension**

40 **benefits under IC 36-8-6, IC 36-8-7, or IC 36-8-7.5.**

41 **(b) Notwithstanding any other law:**

42 **(1) bonds, notes, or other obligations issued for the purpose described in this section may**

43 **have a final maturity date up to, but not exceeding, forty (40) years from the date of**

44 **original issuance;**

45 **(2) the amount of bonds, notes, or other obligations that may be issued for the purpose**

46 **described in this section may not exceed two percent (2%) of the true tax value of property**

47 **located within the county or municipality; and**

48 **(3) the proceeds of bonds, notes, or other obligations issued for the purpose described in this**



1 section may be deposited to the issuing county's or municipality's separate account  
2 described in IC 5-10.3-11-6.

3 (c) This section is supplemental to all other laws but does not relieve a county or municipality  
4 from complying with other procedural requirements for the issuance of bonds, notes, or other  
5 obligations.

6 SECTION 50. IC 5-23-8 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

8 **Chapter 8. Feasibility Studies**

9 **Sec. 1.** As used in this chapter, "build-operate-transfer agreement" means any agreement  
10 between a governmental body and an operator to construct, operate, and maintain a public  
11 facility and to transfer the public facility back to the governmental body at an established future  
12 date.

13 **Sec. 2.** As used in this chapter, "feasibility study" means plans, estimates, proposal  
14 development, identification of contractors, purchasers, or vendors, and other studies and reports  
15 necessary or incidental to determining the financial, marketing or other feasibility or  
16 practicability of a project.

17 **Sec. 3.** As used in this chapter, "governmental body" refers to a state agency or a separate  
18 body corporate and politic.

19 **Sec. 4.** As used in this chapter, "operating agreement" means an agreement between a person  
20 and a governmental body for:

- 21 (1) the operation, maintenance, repair, or management of a public facility; or
- 22 (2) administration, supervision, or operation of a public service or a major component of  
23 a public service.

24 **Sec. 5.** As used in this chapter, "person" means an association, a corporation, a limited  
25 liability company, a fiduciary, an individual, a joint stock company, a joint venture, a  
26 partnership, a sole proprietorship, or any other private legal entity.

27 **Sec. 6** As used in this chapter, "project" means the following:

- 28 (1) Operation, maintenance, repair, or management of a public facility.
- 29 (2) Administration, supervision, or operation of a public service or a major component of  
30 a public service.

31 **Sec. 7.** As used in this chapter, "public facility" means a facility or other improvement to land  
32 that is located on, or to be located on, real property owned or leased by a governmental body and  
33 upon which a public service is or may be provided, including a highway, street, or road.

34 **Sec. 8.** "Public-private agreement" means any of the following:

- 35 (1) A build-operate-transfer agreement.
- 36 (2) An operating agreement.
- 37 (3) Any other agreement between a person and a governmental entity under which the  
38 person, acting on behalf of the governmental entity as lessee, licensee, or franchisee, will:
  - 39 (1) plan, design, acquire, construct, reconstruct, improve, extend, expand, lease, operate,  
40 repair, manage, maintain, or finance a public facility; or
  - 41 (2) perform substantially all of the operation, administration or supervision of a public  
42 service or a major component of a public service.

43 **Sec. 9.** As used in this chapter, "public service" means the following:

- 44 (1) Any service customarily provided by a governmental body.
- 45 (2) Any services provided by a governmental body for which revenues and expenditures  
46 would generally be reported using generally accepted governmental accounting principles  
47 in a proprietary fund, including a lottery.

48 **Sec. 10.** As used in this chapter, "separate body corporate and politic" refers to an entity



1 established by the general assembly as a body corporate and politic, including the Indiana  
2 finance authority.

3 Sec. 11. As used in this chapter, "state agency" refers to any elected or appointed officer,  
4 authority, board, branch, commission, committee, department, division, or other instrumentality  
5 of the executive, including the administrative, department of state government.

6 Sec. 12. A governmental entity may not:

7 (1) contract with a person;

8 (2) solicit the services of a person; or

9 (3) accept the services of a person;

10 to perform a feasibility study for a project or a public-private agreement without the prior  
11 approval of the general assembly enacted in a bill, regardless of whether the services are  
12 provided for a fee or without charge.

13 Sec. 13. The attorney general and the inspector general shall enforce this chapter.

14 SECTION 51. IC 6-1.1-12.4-2, AS ADDED BY P.L.193-2005, SECTION 8, IS AMENDED TO  
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) For purposes of this section, an  
16 increase in the assessed value of real property is determined in the same manner that an increase in the  
17 assessed value of real property is determined for purposes of IC 6-1.1-12.1.

18 (b) This subsection applies only to a development, redevelopment, or rehabilitation that is first  
19 assessed after March 1, 2005, and before March 2, ~~2009~~: **2007**. Except as provided in subsection (h)  
20 and sections 4, 5, and 8 of this chapter, an owner of real property that:

21 (1) develops, redevelops, or rehabilitates the real property; and

22 (2) creates or retains employment from the development, redevelopment, or rehabilitation;  
23 is entitled to a deduction from the assessed value of the real property.

24 (c) The deduction under this section is first available in the year in which the increase in assessed  
25 value resulting from the development, redevelopment, or rehabilitation occurs and continues for the  
26 following two (2) years. The amount of the deduction that a property owner may receive with respect  
27 to real property located in a county for a particular year equals the lesser of:

28 (1) two million dollars (\$2,000,000); or

29 (2) the product of:

30 (A) the increase in assessed value resulting from the development, rehabilitation, or  
31 redevelopment; multiplied by

32 (B) the percentage from the following table:

33 YEAR OF DEDUCTION	PERCENTAGE
34 1st	75%
35 2nd	50%
36 3rd	25%

37 (d) A property owner that qualifies for the deduction under this section must file a notice to claim  
38 the deduction in the manner prescribed by the department of local government finance under rules  
39 adopted by the department of local government finance under IC 4-22-2 to implement this chapter. The  
40 township assessor shall:

41 (1) inform the county auditor of the real property eligible for the deduction as contained in the  
42 notice filed by the taxpayer under this subsection; and

43 (2) inform the county auditor of the deduction amount.

44 (e) The county auditor shall:

45 (1) make the deductions; and

46 (2) notify the county property tax assessment board of appeals of all deductions approved;  
47 under this section.

48 (f) The amount of the deduction determined under subsection (c)(2) is adjusted to reflect the



percentage increase or decrease in assessed valuation that results from:

(1) a general reassessment of real property under IC 6-1.1-4-4; or

(2) an annual adjustment under IC 6-1.1-4-4.5.

(g) If an appeal of an assessment is approved that results in a reduction of the assessed value of the real property, the amount of the deduction under this section is adjusted to reflect the percentage decrease that results from the appeal.

(h) The deduction under this section does not apply to a facility listed in IC 6-1.1-12.1-3(e).

SECTION 52. IC 6-1.1-12.4-3, AS AMENDED BY P.L.154-2006, SECTION 37, AND AS AMENDED BY P.L.169-2006, SECTION 7, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) For purposes of this section, an increase in the assessed value of personal property is determined in the same manner that an increase in the assessed value of new manufacturing equipment is determined for purposes of IC 6-1.1-12.1.

(b) This subsection applies only to personal property that the owner purchases after March 1, 2005, and before March 2, 2009. 2007. Except as provided in sections 4, 5, and 8 of this chapter, an owner that purchases personal property other than inventory (as defined in 50 IAC 4.2-5-1, as in effect on January 1, 2005) that:

(1) was never before used by its owner for any purpose in Indiana; and

(2) creates or retains employment;

is entitled to a deduction from the assessed value of the personal property.

(c) The deduction under this section is first available in the year in which the increase in assessed value resulting from the purchase of the personal property occurs and continues for the following two (2) years. The amount of the deduction that a property owner may receive with respect to personal property located in a county for a particular year equals the lesser of:

(1) two million dollars (\$2,000,000); or

(2) the product of:

(A) the increase in assessed value resulting from the purchase of the personal property; multiplied by

(B) the percentage from the following table:

YEAR OF DEDUCTION	PERCENTAGE
1st	75%
2nd	50%
3rd	25%

(d) If an appeal of an assessment is approved that results in a reduction of the assessed value of the personal property, the amount of the deduction is adjusted to reflect the percentage decrease that results from the appeal.

(e) A property owner must claim the deduction under this section on the owner's annual personal property tax return. The township assessor shall:

(1) identify the personal property eligible for the deduction to the county auditor; and

(2) inform the county auditor of the deduction amount.

(f) The county auditor shall:

(1) make the deductions; and

(2) notify the county property tax assessment board of appeals of all deductions approved; under this section.

(g) The deduction under this section does not apply to *personal property* at a facility listed in IC 6-1.1-12.1-3(e).

SECTION 53. IC 6-2.5-5-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 26. (a) Sales of tangible personal property are exempt from the state gross retail tax, if:

(1) the seller is an organization that is described in section 21(b)(1) of this chapter;



1 (2) the organization makes the sale to make money to carry on a not-for-profit purpose; and  
2 (3) the organization does not make those sales during more than thirty (30) days in a calendar  
3 year.

4 (b) Sales of tangible personal property are exempt from the state gross retail tax, if:

5 (1) the seller is an organization described in section 21(b)(1) of this chapter;

6 (2) the seller is not operated predominantly for social purposes;

7 (3) the property sold is designed and intended primarily either for the organization's educational,  
8 cultural, or religious purposes, or for improvement of the work skills or professional  
9 qualifications of the organization's members; and

10 (4) the property sold is not designed or intended primarily for use in carrying on a private or  
11 proprietary business.

12 (c) The exemption provided by this section does not apply to an accredited college or university's  
13 sales of **the following:**

14 (1) Books **other than textbooks exempt under section 42 of this chapter.**

15 (2) Stationery.

16 (3) Haberdashery.

17 (4) Supplies. ~~or~~

18 (5) Other property.

19 SECTION 54. IC 6-2.5-5-42 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 42. Sales of textbooks are exempt from**  
21 **the state gross retail tax if:**

22 (1) **the textbooks are required for an undergraduate or graduate course at an accredited**  
23 **college or university; and**

24 (2) **the purchaser is a student enrolled in an accredited college or university or the parent**  
25 **or guardian of a student enrolled in an accredited college or university.**

26 SECTION 55. IC 6-2.5-6-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
27 2007]: Sec. 9. (a) In determining the amount of state gross retail and use taxes which a retail merchant  
28 must remit under section 7 of this chapter, the retail merchant shall, subject to subsections (c) and (d),  
29 deduct from the retail merchant's gross retail income from retail transactions made during a particular  
30 reporting period, an amount equal to the retail merchant's receivables which:

31 (1) resulted from retail transactions in which the retail merchant did not collect the state gross  
32 retail or use tax from the purchaser;

33 (2) resulted from retail transactions on which the retail merchant has previously paid the state  
34 gross retail or use tax liability to the department; and

35 (3) were written off as an uncollectible debt for federal tax purposes under Section 166 of the  
36 Internal Revenue Code during the particular reporting period.

37 (b) If a retail merchant deducts a receivable under subsection (a) and subsequently collects all or  
38 part of that receivable, then the retail merchant shall, subject to subsection (d)(6), include the amount  
39 collected as part of the retail merchant's gross retail income from retail transactions for the particular  
40 reporting period in which the retail merchant makes the collection.

41 (c) This subsection applies only to retail transactions occurring after ~~December 31, 2006. As used~~  
42 ~~in this subsection, "affiliated group" means any combination of the following:~~

43 ~~(1) An affiliated group within the meaning provided in Section 1504 of the Internal Revenue~~  
44 ~~Code; except that the ownership percentage in Section 1504(a)(2) of the Internal Revenue Code~~  
45 ~~shall be determined using fifty percent (50%) instead of eighty percent (80%);~~

46 ~~(2) Two (2) or more partnerships (as defined in IC 6-3-1-19), including limited liability~~  
47 ~~companies and limited liability partnerships, that have the same degree of mutual ownership as~~  
48 ~~an affiliated group described in subdivision (1), as determined under the rules adopted by the~~



department.

**June 30, 2004.** The right to a deduction under this section is ~~not~~ assignable to an individual or entity that is not part of the same affiliated group as the assignor. **only if the retail merchant that paid the state gross retail or use tax liability assigns the right to the deduction in writing.**

(d) The following provisions apply to a deduction for a receivable treated as uncollectible debt under subsection (a):

(1) The deduction does not include interest.

(2) The amount of the deduction shall be determined in the manner provided by Section 166 of the Internal Revenue Code for bad debts but shall be adjusted to:

(A) exclude:

(A) financing charges or interest;

(B) sales or use taxes charged on the purchase price;

(C) uncollectible amounts on property that remain in the possession of the seller until the full purchase price is paid;

(D) expenses incurred in attempting to collect any debt; and

(E) repossessed property.

(3) The deduction shall be claimed on the return for the period during which the receivable is written off as uncollectible in the claimant's books and records and is eligible to be deducted for federal income tax purposes. For purposes of this subdivision, a claimant who is not required to file federal income tax returns may deduct an uncollectible receivable on a return filed for the period in which the receivable is written off as uncollectible in the claimant's books and records and would be eligible for a bad debt deduction for federal income tax purposes if the claimant were required to file a federal income tax return.

(4) If the amount of uncollectible receivables claimed as a deduction by a retail merchant for a particular reporting period exceeds the amount of the retail merchant's taxable sales for that reporting period, the retail merchant may file a refund claim under IC 6-8.1-9. However, the deadline for the refund claim shall be measured from the due date of the return for the reporting period on which the deduction for the uncollectible receivables could first be claimed.

(5) If a retail merchant's filing responsibilities have been assumed by a certified service provider (as defined in IC 6-2.5-11-2), the certified service provider may claim, on behalf of the retail merchant, any deduction or refund for uncollectible receivables provided by this section. The certified service provider must credit or refund the full amount of any deduction or refund received to the retail merchant.

(6) For purposes of reporting a payment received on a previously claimed uncollectible receivable, any payments made on a debt or account shall be applied first proportionally to the taxable price of the property and the state gross retail tax or use tax thereon, and secondly to interest, service charges, and any other charges.

(7) A retail merchant claiming a deduction for an uncollectible receivable may allocate that receivable among the states that are members of the streamlined sales and use tax agreement if the books and records of the retail merchant support that allocation.

SECTION 56. IC 6-2.5-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) The department shall account for all state gross retail and use taxes that it collects.

(b) The department shall deposit those collections in the following manner:

(1) Fifty percent (50%) of the collections shall be paid into the property tax replacement fund established under IC 6-1.1-21.

(2) Forty-nine and ~~one hundred ninety-two~~ **sixty-seven** thousandths percent (~~49.192%~~) (**49.067%**) of the collections shall be paid into the state general fund.

(3) Six hundred thirty-five thousandths **Seventy-six hundredths** of one percent (~~0.635%~~)



(0.76%) of the collections shall be paid into the public mass transportation fund established by IC 8-23-3-8.

(4) Thirty-three thousandths of one percent (0.033%) of the collections shall be deposited into the industrial rail service fund established under IC 8-3-1.7-2.

(5) Fourteen-hundredths of one percent (0.14%) of the collections shall be deposited into the commuter rail service fund established under IC 8-3-1.5-20.5.

SECTION 57. IC 6-3-1-11, AS AMENDED BY P.L.184-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 11. (a) The term "Internal Revenue Code" means the Internal Revenue Code of 1986 of the United States as amended and in effect on January 1, ~~2006~~; **2007**.

(b) Whenever the Internal Revenue Code is mentioned in this article, the particular provisions that are referred to, together with all the other provisions of the Internal Revenue Code in effect on January 1, ~~2006~~; **2007**, that pertain to the provisions specifically mentioned, shall be regarded as incorporated in this article by reference and have the same force and effect as though fully set forth in this article. To the extent the provisions apply to this article, regulations adopted under Section 7805(a) of the Internal Revenue Code and in effect on January 1, ~~2006~~; **2007**, shall be regarded as rules adopted by the department under this article, unless the department adopts specific rules that supersede the regulation.

(c) An amendment to the Internal Revenue Code made by an act passed by Congress before January 1, ~~2006~~; **2007**, that is effective for any taxable year that began before January 1, ~~2006~~; **2007**, and that affects:

- (1) individual adjusted gross income (as defined in Section 62 of the Internal Revenue Code);
- (2) corporate taxable income (as defined in Section 63 of the Internal Revenue Code);
- (3) trust and estate taxable income (as defined in Section 641(b) of the Internal Revenue Code);
- (4) life insurance company taxable income (as defined in Section 801(b) of the Internal Revenue Code);
- (5) mutual insurance company taxable income (as defined in Section 821(b) of the Internal Revenue Code); or
- (6) taxable income (as defined in Section 832 of the Internal Revenue Code);

is also effective for that same taxable year for purposes of determining adjusted gross income under section 3.5 of this chapter.

SECTION 58. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

#### **Chapter 12. Eligible Event; Exemption from Taxation**

**Sec. 1. As used in this chapter, "eligible entity" means the following:**

- (1) A not-for-profit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.
- (2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).
- (3) Any member club of the entity described in subdivision (1).
- (4) Any not-for-profit charitable organization affiliated with the entity described in subdivision (1).

**Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.**

**Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:**

- (1) in connection with an eligible event; and
- (2) resulting from holding an eligible event in Indiana or making preparatory advance visits



1 to Indiana in connection with an eligible event;  
2 are exempt from taxation in Indiana for all purposes.

3 **Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event.**

4 SECTION 59. IC 8-14-14-7, AS ADDED BY P.L.47-2006, SECTION 5, IS AMENDED TO READ  
5 AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. In addition to any distributions required by  
6 section 6 of this chapter, money in the fund may be used for any of the following purposes:

7 (1) The payment of any obligation incurred or amounts owed by the authority, the department,  
8 or an operator under IC 8-15-2, IC 8-15-3, IC 8-15.5, or IC 8-15.7 in connection with the  
9 execution and performance of a public-private agreement under IC 8-15.5 or IC 8-15.7, including  
10 establishing reserves.

11 (2) Lease payments to the authority **(including lease payments under IC 4-4-11.7)**, if money  
12 for those payments is specifically appropriated by the general assembly.

13 (3) Distributions to the treasurer of state for deposit in the state highway fund, for the funding  
14 of any project in the department's transportation plan.

15 SECTION 60. IC 9-29-5-2, AS AMENDED BY P.L.1-2005, SECTION 112, IS AMENDED TO  
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. The fee for the registration of a  
17 motorcycle is ~~seventeen~~ **twenty-seven** dollars (~~\$17~~). **(\$27)**. The revenue from this fee shall be  
18 allocated as follows:

19 (1) Seven dollars (\$7) to the motorcycle operator safety education fund established by  
20 IC 20-30-13-11.

21 (2) An amount prescribed as a license branch service charge under IC 9-29-3.

22 **(3) Ten dollars (\$10) to the spinal cord and brain injury fund under IC 16-41-42-4.**

23 ~~(3)~~ **(4)** The balance to the state general fund for credit to the motor vehicle highway account.

24 SECTION 61. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
25 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank  
26 based upon the rank held and the number of years of service in the department through the tenth year.  
27 The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10)  
28 increments above the base salary, with:

29 (1) the base salary in the rank paid to a person with less than one (1) year of service in the  
30 department; and

31 (2) the highest salary in the rank paid to a person with at least ten (10) years of service in the  
32 department.

33 (b) For purposes of creating the salary matrix prescribed by this section, the board may not approve  
34 salary ranges for any rank that are less than the salary ranges effective for that rank on January 1,  
35 1995.

36 (c) The salary matrix prescribed by this section:

37 (1) shall be reviewed and approved by the budget agency before implementation; **and**

38 **(2) must include the job classifications of district coordinator and motor carrier zone**  
39 **coordinator.**

40 ~~(d) The money needed to fund the salaries resulting from the matrix prescribed by this section must~~  
41 ~~come from the appropriation from the professional and technical equity fund.~~

42 SECTION 62. IC 16-18-2-37.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
43 2007]: Sec. 37.5. **(a)** "Board" for purposes of IC 16-22-8, has the meaning set forth in IC 16-22-8-2.1.

44 **(b) "Board" for purposes of IC 16-41-42, has the meaning set forth in IC 16-41-42-1.**

45 SECTION 63. IC 16-18-2-143 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
46 2007]: Sec. 143. (a) "Fund", for purposes of IC 16-26-2, has the meaning set forth in IC 16-26-2-2.

47 (b) "Fund", for purposes of IC 16-31-8.5, has the meaning set forth in IC 16-31-8.5-2.

48 (c) "Fund", for purposes of IC 16-46-5, has the meaning set forth in IC 16-46-5-3.



1 (d) "Fund", for purposes of IC 16-46-12, has the meaning set forth in IC 16-46-12-1.

2 (e) "Fund", for purposes of IC 16-41-42, has the meaning set forth in IC 16-41-42-2.

3 SECTION 64. IC 16-18-2-315.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION  
4 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 315.5. "Registry", for purposes of**  
5 **IC 16-41-42, has the meaning set forth in IC 16-41-42-3.**

6 SECTION 65. IC 16-41-42 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

8 **Chapter 42. Spinal Cord and Brain Injury**

9 **Sec. 1. As used in this chapter, "board" refers to the spinal cord and brain injury research**  
10 **board created by section 6 of this chapter.**

11 **Sec. 2. As used in this chapter, "fund" refers to the spinal cord and brain injury fund**  
12 **established by section 4 of this chapter.**

13 **Sec. 3. As used in this chapter, "registry" refers to the statewide spinal cord and brain injury**  
14 **registry established by section 8 of this chapter.**

15 **Sec. 4. (a) The spinal cord and brain injury fund is established to fund research on spinal cord**  
16 **and brain injuries.**

17 **(b) The fund shall be administered by the state department.**

18 **(c) The fund consists of:**

19 **(1) appropriations;**

20 **(2) gifts and bequests;**

21 **(3) fees deposited in the fund under IC 33-37-7-2;**

22 **(4) fees deposited in the fund under IC 9-29-5-2; and**

23 **(5) grants received from the federal government or private sources.**

24 **(d) The expenses of administering the fund shall be paid from money in the fund.**

25 **(e) The treasurer of state shall invest the money in the fund not currently needed to meet the**  
26 **obligations of the fund in the same manner as other public money may be invested.**

27 **(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

28 **(g) Of the money in the fund:**

29 **(1) five hundred thousand dollars (\$500,000) is annually appropriated to Indiana University**  
30 **for spinal cord and brain injury research;**

31 **(2) five hundred thousand dollars (\$500,000) is annually appropriated to Purdue University**  
32 **for spinal cord and brain injury research; and**

33 **(3) the balance is continually appropriated to the state department to fund spinal cord and**  
34 **brain injury research programs.**

35 **Sec. 5. The fund is to be used for the following purposes:**

36 **(1) Establish and maintain a state medical surveillance registry for traumatic spinal cord**  
37 **and brain injuries.**

38 **(2) Fulfill the duties of the board under section 6 of this chapter.**

39 **(3) Fund research related to treatment and cure of spinal cord and brain injuries, including**  
40 **acute management, medical complications, rehabilitative techniques, and neuronal recovery.**  
41 **Research must be conducted in compliance with all state and federal laws.**

42 **Sec. 6. (a) The spinal cord and brain injury research board is created for the purpose of**  
43 **administering the fund. The board is composed of nine (9) members.**

44 **(b) The following four (4) members of the board shall be appointed by the governor:**

45 **(1) One (1) member who has a spinal cord or head injury or who has a family member with**  
46 **a spinal cord or head injury.**

47 **(2) One (1) member who is a physician licensed under IC 25-22.5 who has specialty training**  
48 **in neuroscience and surgery.**



1 (3) One (1) member who is a physiatrist holding a board certification from the American  
2 Board of Physical Medicine and Rehabilitation.

3 (4) One (1) member representing the technical life sciences industry.

4 (c) The following five (5) members of the board shall be appointed as follows:

5 (1) One (1) member representing Indiana University to be appointed by Indiana University.

6 (2) One (1) member representing Purdue University to be appointed by Purdue University.

7 (3) One (1) member representing the National Spinal Cord Injury Association to be  
8 appointed by the National Spinal Cord Injury Association.

9 (4) One (1) member representing the largest freestanding rehabilitation hospital for brain  
10 and spinal cord injuries in Indiana to be appointed by the Rehabilitation Hospital of  
11 Indiana located in Indianapolis.

12 (5) One (1) member representing the American Brain Injury Association to be appointed  
13 by the Brain Injury Association of Indiana.

14 (d) The term of a member is four (4) years. A member serves until a successor is appointed  
15 and qualified. If a vacancy occurs on the board before the end of a member's term, the  
16 appointing authority appointing the vacating member shall appoint an individual to serve the  
17 remainder of the vacating member's term.

18 (e) A majority of the members appointed to the board constitutes a quorum. The affirmative  
19 votes of a majority of the members are required for the board to take action on any measure.

20 (f) Each member of the board is entitled to the minimum salary per diem provided by  
21 IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as  
22 provided under IC 4-13-1-4 and other expenses actually incurred in connection with the  
23 member's duties as provided in the state policies and procedures established by the Indiana  
24 department of administration and approved by the budget agency.

25 (g) The board shall annually elect a chairperson who shall be the presiding officer of the  
26 board. The board may establish other officers and procedures as the board determines  
27 necessary.

28 (h) The board shall meet at least two (2) times each year. The chairperson may call additional  
29 meetings.

30 (i) The state department shall provide staff for the board. The state department shall  
31 maintain a registry of the members of the board. An appointing authority shall provide written  
32 confirmation of an appointment to the board to the state department in the form and manner  
33 specified by the state department.

34 (j) The board shall do the following:

35 (1) Consider policy matters relating to spinal cord and brain injury research projects and  
36 programs under this chapter.

37 (2) Consider research applications and make grants for approved research projects under  
38 this chapter.

39 (3) Formulate policies and procedures concerning the operation of the board.

40 (4) Review and authorize spinal cord and brain injury research projects and programs to  
41 be financed under this chapter. For purposes of this subdivision the board may establish  
42 an independent scientific advisory panel composed of scientists and clinicians who are not  
43 members of the board to review proposals submitted to the board and make  
44 recommendations to the board. Collaborations are encouraged with other Indiana-based  
45 researchers as well as researchers located outside Indiana, including researchers in other  
46 countries.

47 (5) Review and approve progress and final research reports on projects authorized under  
48 this chapter.



1 (6) Review and make recommendations concerning the expenditure of money from the  
2 fund.

3 (7) Advise the state department on formation of the registry.

4 (8) Take other action necessary for the purpose stated in subsection (a).

5 (9) Provide to the governor, the general assembly, and the legislative council an annual  
6 report not later than January 30 of each year showing the status of funds appropriated  
7 under this chapter. The report to the general assembly and the legislative council must be  
8 in an electronic format under IC 5-14-6.

9 (k) A member of the board is exempt from civil liability arising or thought to arise from an  
10 action taken in good faith as a member of the board.

11 Sec. 7. The state department shall adopt rules under IC 4-22-2 to implement this chapter.

12 Sec. 8. (a) The state department shall establish and maintain a statewide spinal cord and  
13 brain injury registry.

14 (b) The registry shall include reports of persons who have sustained spinal cord or brain  
15 injuries, other than through disease, whether or not the injury results in a permanent disability.  
16 The registry shall include data on the:

17 (1) incidence; and

18 (2) prevalence;

19 of spinal cord and brain injuries and shall serve as a resource for research, education, and  
20 information on spinal cord and brain injuries and available services. Health care providers shall  
21 report spinal cord and brain injuries to the state department for the purposes of this section  
22 under the rules adopted by the state department under section 7 of this chapter.

23 SECTION 66. IC 20-12-1-12, AS ADDED BY P.L.246-2005, SECTION 123, IS AMENDED TO  
24 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. (a) This section applies  
25 notwithstanding IC 20-12-23-2, IC 20-12-36-4, IC 20-12-56-5, IC 20-12-57.5-11, and IC 20-12-64-5.

26 (b) As used in this section, "academic year" has the meaning set forth in IC 20-12-76-1.

27 (c) As used in this section, "state educational institution" has the meaning set forth in  
28 IC 20-12-0.5-1.

29 (d) **Subject to subsection (h)**, a state educational institution shall set tuition and fee rates for a two  
30 (2) year period. The rates shall be set according to the procedure set forth in subsection (e) and:

31 (1) on or before May 30 of the odd numbered year; or

32 (2) thirty (30) days after the state budget bill is enacted into law;

33 whichever is later.

34 (e) A state educational institution shall hold a public hearing before adopting any proposed tuition  
35 and fee rate increases. The state educational institution shall give public notice of the hearing at least  
36 ten (10) days before the hearing. The public notice shall include the specific proposal for tuition and  
37 fee rate increases and the expected uses of the revenue to be raised by the proposed increases. The  
38 hearing shall be held:

39 (1) on or before May 15 of each odd numbered year; or

40 (2) fifteen (15) days after the state budget bill is enacted into law;

41 whichever is later.

42 (f) After a state educational institution's tuition and fee rates are set under this section, the state  
43 educational institutions may adjust the tuition and fee rates only if appropriations to the state  
44 educational institution in the state budget act are reduced or withheld.

45 (g) If a state educational institution adjusts its tuition and fee rates under subsection (f), the total  
46 revenue generated by the tuition and fee rate adjustment must not exceed the amount by which  
47 appropriations to the state educational institution in the state budget act were reduced or withheld.

48 (h) As used in this section, "Indiana median family income" means the Indiana median



1 income for a four (4) person family as determined by the United States Census Bureau. A state  
2 educational institution may not set a tuition rate for any two (2) year period beginning after  
3 June 30, 2007, that exceeds:

4 (1) the state educational institution's tuition rate for the immediately preceding two (2) year  
5 period; multiplied by

6 (2) the quantity:

7 (A) one (1); plus

8 (B) the compound annual growth rate of Indiana median family incomes for the  
9 immediately preceding five (5) years.

10 SECTION 67. IC 20-12-20.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
11 2007]: Sec. 5. (a) The college work-study fund is established for the purpose of providing  
12 reimbursement to eligible employers who enter into agreements with the commission under this  
13 chapter.

14 (b) The fund consists of appropriations from the state general fund and contributions from private  
15 sources.

16 (c) The expenses of administering the fund shall be paid from money in the fund.

17 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the  
18 obligations of the fund in the same manner as other public funds may be invested. Interest that accrues  
19 from these investments shall be deposited in the fund.

20 (e) Money in the fund at the end of a particular fiscal year does not revert to the state general fund  
21 **but remains available to be used for providing reimbursements under this chapter.**

22 SECTION 68. IC 20-12-21.1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
23 2007]: Sec. 4. Funds received under the loan program shall be deposited with the treasurer of state in  
24 a separate account known as the "student loan program fund". The money remaining in the student  
25 loan program fund at the end of a state fiscal year does not revert to the state general fund **but remains**  
26 **available to be used for providing student loans under this chapter.** After consultation with the  
27 program director of the loan program appointed under IC 20-12-21-5.5, the treasurer shall invest the  
28 funds. Any income earned on amount so invested is part of the fund.

29 SECTION 69. IC 20-12-21.2-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
30 1, 2007]: Sec. 10. (a) The secondary market sale fund is established for the purpose of providing  
31 money for school assessment testing and remediation, including reading recovery programs. The fund  
32 shall be administered by the budget agency.

33 (b) Expenses of administering the fund shall be paid from money in the fund. The fund consists of  
34 proceeds from the sale of assets of the Indiana Secondary Market for Education Loans, Incorporated.

35 (c) The treasurer of state shall invest the money in the fund not currently needed to meet the  
36 obligations of the fund in the same manner as other public funds may be invested. Interest earned from  
37 these investments shall be credited to the fund.

38 (d) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
39 **remains available to be used for providing money for school assessment testing and remediation,**  
40 **including reading recovery programs as allowed under this chapter.**

41 SECTION 70. IC 20-12-21.9-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
42 2007]: Sec. 5. (a) The commission shall administer the fund.

43 (b) The expenses of administering the fund shall be paid from money in the fund.

44 (c) The treasurer of state shall invest the money in the fund not currently needed to meet the  
45 obligations of the fund in the same manner as other public funds. Interest that accrues from those  
46 investments shall be deposited in the fund.

47 (d) Money in the fund at the end of a fiscal year does not revert to the state general fund **but**  
48 **remains available to be used for providing money for nursing scholarships under this chapter.**



1 SECTION 71. IC 20-12-22.1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
2 2007]: Sec. 8. (a) The part-time student grant fund is established to make awards authorized under this  
3 chapter to eligible applicants.

4 (b) The fund consists of the following:

5 (1) Appropriations made by the general assembly.

6 (2) Gifts, grants, devises, or bequests made to the state in order to achieve the purposes of the  
7 fund.

8 (c) The fund shall be administered by the commission.

9 (d) The fund shall be separate and distinct from other funds administered by the commission and  
10 money in the fund may not be exchanged with or transferred to other funds.

11 (e) The treasurer of state shall invest the money in the fund not currently needed to meet the  
12 obligations of the fund in the same manner as other public funds are invested.

13 (f) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
14 **remains available to be used for providing money for part-time student grants under this**  
15 **chapter.**

16 SECTION 72. IC 20-12-33-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
17 2007]: Sec. 1. ~~As soon as practicable after February 28, 1945, the~~ (a) **The** trustees of Indiana  
18 University ~~are authorized to may~~ establish in the medical school a department of school of public  
19 health ~~to be known as the Indiana University school of public health, and to~~ The trustees shall  
20 provide adequate equipment and competent personnel ~~to carry out for the purpose of this chapter.~~  
21 **school of public health. The school of public health may use any property acquired before July**  
22 **1, 2007, by Indiana University for the medical school department of public health.**

23 SECTION 73. IC 20-12-33-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
24 2007]: Sec. 3. The school of ~~medicine shall be authorized to~~ **public health may** charge and collect a  
25 tuition fee for ~~such the~~ short courses ~~but authorized under section 2 of this chapter.~~ The amount  
26 of ~~such the~~ fee shall be no greater than actual cost. ~~and~~ If, in the discretion of the trustees of **Indiana**  
27 **University** acting in conjunction with the state department of health, a tuition fee at cost would tend  
28 to discourage attendance in any short course, the tuition fee may be decreased or waived entirely as  
29 to all persons taking the course.

30 SECTION 74. IC 20-12-69-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
31 2007]: Sec. 7. (a) The Indiana excellence in teaching endowment is established to provide institutions  
32 with grants to match interest income generated by an endowment established under section 8 of this  
33 chapter to attract and retain distinguished teachers. The fund shall be administered by the council.

34 (b) The expenses of administering the fund shall be paid from money in the fund.

35 (c) The treasurer of state shall invest the money in the fund not currently needed to meet obligations  
36 of the fund in the same manner as other public funds may be invested.

37 (d) Money in the fund at the end of the state fiscal year does not revert to the state general fund **but**  
38 **remains available to be used for providing money for grants as allowed under this chapter.**

39 SECTION 75. IC 20-12-70-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
40 2007]: Sec. 9. (a) The twenty-first century scholars fund is established to provide the financial  
41 resources necessary to award the tuition scholarships authorized under the program.

42 (b) The commission shall administer the fund.

43 (c) The expenses of administering the fund shall be paid from money in the fund.

44 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the  
45 obligations of the fund in the same manner as other public funds may be invested.

46 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
47 **remains available to be used for providing money for twenty-first century scholarships under**  
48 **this chapter.**



1 SECTION 76. IC 20-12-70.1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
2 2007]: Sec. 5. (a) The twenty-first century scholars program support fund is established to provide  
3 reimbursements to scholarship recipients to offset the costs incurred by scholarship recipients in  
4 purchasing:

5 (1) required textbooks, supplies, or equipment;

6 (2) any other materials required by the institution of higher learning (as defined in IC 20-12-70-4)  
7 in order for a scholarship recipient to participate in a particular class, seminar, laboratory, or  
8 other type of instruction; or

9 (3) other items or services approved by the commission under rules adopted by the commission;  
10 that are not included in the cost of tuition or other regularly assessed fees.

11 (b) The commission shall administer the support fund.

12 (c) The treasurer of state shall invest the money in the support fund not currently needed to meet  
13 the obligations of the support fund in the same manner as other public funds may be invested.

14 (d) Money in the support fund at the end of a state fiscal year does not revert to the state general  
15 fund **but remains available to be used for providing money for twenty-first century scholarships**  
16 **under this chapter.**

17 SECTION 77. IC 20-12-74-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
18 2007]: Sec. 6. (a) The national guard tuition supplement program fund is established to provide the  
19 financial resources necessary to award the tuition scholarships authorized under the program.

20 (b) The commission shall administer the fund.

21 (c) The expenses of administering the fund shall be paid from money in the fund.

22 **(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund**  
23 **but remains available to be used for providing money for national guard tuition supplement**  
24 **scholarships under this chapter.**

25 SECTION 78. IC 20-12-75-14, AS ADDED BY P.L.185-2006, SECTION 4, IS AMENDED TO  
26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 14. (a) Ivy Tech may establish a high  
27 school fast track to college program that offers qualified individuals an opportunity to earn a high  
28 school diploma while earning credits for a certificate program or an associate's degree.

29 (b) To be eligible to earn a high school diploma under this section, an individual must be either:

30 (1) at least nineteen (19) years of age and not enrolled in a school; or

31 (2) at least seventeen (17) years of age and have consent from the high school the individual  
32 attended most recently. The school corporation in which an individual to whom this subdivision  
33 applies resides shall pay the individual's **tuition costs** for high school level courses taken at Ivy  
34 Tech during each year the individual is included in the school corporation's ADM.

35 (c) To complete the requirements for a high school diploma under this section, the individual must  
36 have:

37 (1) passed:

38 (A) the graduation examination given under IC 20-32-4;

39 (B) an examination for a general educational development diploma;

40 (C) an examination equivalent to the graduation examination:

41 (i) administered by Ivy Tech; and

42 (ii) approved by the department; or

43 (D) an examination that demonstrates the student is ready for college level work:

44 (i) administered by Ivy Tech; and

45 (ii) approved by the department; and

46 (2) completed the coursework necessary to meet:

47 (A) the minimum high school course requirements established by the state board; and

48 (B) the requirements of Ivy Tech.



(d) In addition to meeting the requirements set forth in subsections (b) and (c), an individual must have the credits toward graduation that the individual successfully completed in high school transferred to Ivy Tech.

(e) Ivy Tech shall notify the state board that an individual has successfully completed the requirements of a program established under this section. Upon receiving the notification, the state board shall:

(1) grant to the individual a high school diploma that states the individual earned the high school diploma at Ivy Tech; and

(2) provide the diploma to Ivy Tech to award to the individual.

(f) If Ivy Tech establishes a program under this section, Ivy Tech shall report annually to the education roundtable established under IC 20-19-4 the number of program participants and diplomas granted.

SECTION 79. IC 20-12-76-20, AS AMENDED BY P.L.128-2006, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. (a) The career college student assurance fund is established to provide indemnification to a student or an enrollee of a postsecondary proprietary educational institution who suffers loss or damage as a result of any of the occurrences described in section 17(c) of this chapter if the occurrences transpired after June 30, 1992, and as provided in section 37 of this chapter.

(b) The commission shall administer the fund.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing money for reimbursements allowed under this chapter.**

(f) Upon the fund acquiring fifty thousand dollars (\$50,000), the balance in the fund may not become less than fifty thousand dollars (\$50,000). If:

(1) a claim against the fund is filed that would, if paid in full, require the balance of the fund to become less than fifty thousand dollars (\$50,000); and

(2) the commission determines that the student is eligible for a reimbursement under the fund; the commission shall prorate the amount of the reimbursement to ensure that the balance of the fund does not become less than fifty thousand dollars (\$50,000), and the student is entitled to receive that balance of the student's claim from the fund as money becomes available in the fund from contributions to the fund required under this chapter.

(g) The commission shall ensure that all outstanding claim amounts described in subsection (f) are paid as money in the fund becomes available in the chronological order of the outstanding claims.

(h) A claim against the fund may not be construed to be a debt of the state.

SECTION 80. IC 20-19-3-9 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 9. (a) The department shall provide grants to an academy that is established to strengthen the leadership and management skills of practicing Indiana school business officials to achieve excellence in school business management practices.**

**(b) Notwithstanding any other law, grants described under subsection (a) may be funded from money appropriated to the department for the personal services of the office of the state superintendent.**

SECTION 81. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 35. Prekindergarten Grant Pilot Program**



1       **Sec. 1. As used in this chapter, "eligible provider" means any of the following:**

2           **(1) School corporations.**

3           **(2) Any entity providing a prekindergarten program that is accredited by the National**  
4           **Association for the Education of Young Children.**

5       **However, the term does not include a charter school or an entity affiliated with a charter school.**

6       **Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under**  
7       **section 3 of this chapter.**

8       **Sec. 3. (a) The department shall establish a pilot program to provide grants to eligible**  
9       **providers selected by the department to implement prekindergarten programs.**

10       **(b) The department shall administer the pilot program.**

11       **Sec. 4. (a) To be eligible for selection as a pilot program grant recipient, an eligible provider**  
12       **must do the following:**

13           **(1) Apply to the department for a grant, on forms provided by the department, and include**  
14           **a detailed description of the eligible provider's proposed prekindergarten program. The**  
15           **description must include at least the following information:**

16               **(A) An estimate of the number of students likely to participate.**

17               **(B) A description of the prekindergarten curriculum that will be instituted by the**  
18               **eligible provider. The prekindergarten curriculum must be consistent with the**  
19               **Foundations to the Indiana Academic Standards for Young Children (or successor**  
20               **standards adopted by the department of education).**

21               **(C) A description of how the curriculum of the proposed prekindergarten program**  
22               **aligns with existing programs and standards for students in kindergarten through grade**  
23               **3.**

24               **(D) An estimate of the cost of implementing the prekindergarten program.**

25           **(2) Demonstrate a commitment by teachers, parents, and school administrators toward**  
26           **carrying out the proposed prekindergarten program.**

27           **(3) Comply with any other requirements set forth by the department.**

28       **(b) Subject to section 6 of this chapter, after review of the applications submitted under this**  
29       **section, the department shall do the following:**

30           **(1) Select the eligible providers that will participate in the pilot program.**

31           **(2) Provide grants to the eligible providers selected to participate in the pilot program.**

32       **(c) The education roundtable shall provide recommendations to the department concerning**  
33       **the criteria to be used by the department in selecting the eligible providers that will participate**  
34       **in the pilot program.**

35       **(d) The criteria to be used by the department in selecting the eligible providers that will**  
36       **participate in the pilot program must do the following:**

37           **(1) Include at least an evaluation of the following:**

38               **(A) The information submitted by the eligible provider under subsection (a).**

39               **(B) The coordination of the proposed prekindergarten program with local health**  
40               **services and social services.**

41           **(2) Take into consideration the requirements of section 6 of this chapter.**

42       **Sec. 5. A prekindergarten program that is part of the pilot program and is funded by a grant**  
43       **under this chapter:**

44           **(1) may serve only prekindergarten students who are at least four (4) years of age on**  
45           **September 1 of the school year; and**

46           **(2) may be a half-day or full-day program.**

47       **Sec. 6. The department shall:**

48           **(1) select a representative sample of eligible providers, determined through an application**



1 procedure, to participate in the pilot program;

2 (2) give priority to the selection of:

3 (A) lower performing school corporations; and

4 (B) private providers of prekindergarten programs located in areas served by lower  
5 performing school corporations; and

6 (3) to the extent possible, select eligible providers so that the pilot program will:

7 (A) achieve a geographic balance throughout Indiana;

8 (B) include urban, suburban, and rural eligible providers; and

9 (C) include both public eligible providers and private eligible providers.

10 Sec. 7. Subject to the approval of the department, an eligible provider participating in the  
11 pilot program may enter into a contract with an individual or a nonprofit entity for the  
12 operation and management of all or any part of a prekindergarten program funded by a grant  
13 under this chapter.

14 Sec. 8. Unexpended money appropriated to the department for the department's use in  
15 implementing the pilot program at the end of a state fiscal year does not revert to the state  
16 general fund but remains available to the department for the department's continued use under  
17 this chapter.

18 Sec. 9. The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules  
19 must include the following:

20 (1) Minimum requirements concerning the prekindergarten curriculum that must be used  
21 by an eligible provider participating in the pilot program. The prekindergarten curriculum  
22 must be consistent with the Foundations to the Indiana Academic Standards for Young  
23 Children (or successor standards adopted by the department of education).

24 (2) The maximum class size of a prekindergarten program funded by a grant under this  
25 chapter.

26 (3) A requirement that each class in a prekindergarten program funded by a grant under  
27 this chapter must be taught by a teacher who has any of the following:

28 (A) A prekindergarten teacher's license.

29 (B) An early childhood education teacher's license.

30 (C) A degree in early childhood education, child development, elementary education, or  
31 early childhood special education.

32 Sec. 10. (a) Each eligible provider that participates in the pilot program shall annually  
33 prepare a written report detailing all the pertinent information concerning the implementation  
34 of the pilot program, including any recommendations made and conclusions drawn from the  
35 pilot program. The eligible provider must submit the report to the department before July 1 of  
36 each year.

37 (b) Before November 1 of each year, the department shall submit a report to the governor and  
38 the general assembly on the pilot program. The report must include the following:

39 (1) Any conclusions and recommendations made by the department concerning  
40 prekindergarten programs.

41 (2) Information concerning the cost of expanding the pilot program statewide.

42 (3) A description of any social programs or health programs that could be provided  
43 efficiently with prekindergarten programs.

44 A report submitted under this subsection to the general assembly must be in an electronic  
45 format under IC 5-14-6.

46 (c) The department shall monitor the performance of students who participate in the pilot  
47 program as those students continue their education in elementary school.

48 Sec. 11. This chapter expires July 1, 2014.



SECTION 82. IC 20-24-7-3, AS AMENDED BY P.L.2-2006, SECTION 107, IS AMENDED TO  
READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) This section applies to a  
conversion charter school **for a year that ends before January 1, 2008.**

(b) Not later than the date established by the department for determining ADM and after July 2, the  
organizer shall submit to a governing body on a form prescribed by the department the information  
reported under section 2(a) of this chapter for each student who:

(1) is enrolled in the organizer's conversion charter school; and

(2) has legal settlement in the governing body's school corporation.

(c) Beginning not more than sixty (60) days after the department receives the information reported  
under section 2(a) of this chapter, the department shall distribute to the organizer:

(1) tuition support and other state funding for any purpose for students enrolled in the conversion  
charter school;

(2) a proportionate share of state and federal funds received:

(A) for students with disabilities; or

(B) staff services for students with disabilities;  
enrolled in the conversion charter school; and

(3) a proportionate share of funds received under federal or state categorical aid programs for  
students who are eligible for the federal or state categorical aid and are enrolled in the conversion  
charter school;

for the second six (6) months of the calendar year in which the conversion charter school is  
established. The department shall make a distribution under this subsection at the same time and in  
the same manner as the department makes a distribution to the governing body of the school  
corporation in which the conversion charter school is located. A distribution to the governing body of  
the school corporation in which the conversion charter school is located is reduced by the amount  
distributed to the conversion charter school. This subsection does not apply to a conversion charter  
school after December 31 of the calendar year in which the conversion charter school is established.

(d) This subsection applies beginning with the first property tax distribution described in  
IC 6-1.1-27-1 to the governing body of the school corporation in which a conversion charter school  
is located after the governing body receives the information reported under subsection (b). Not more  
than ten (10) days after the governing body receives a property tax distribution described in  
IC 6-1.1-27-1, the governing body shall distribute to the conversion charter school the amount  
determined under STEP THREE of the following formula:

STEP ONE: Determine the quotient of:

(A) the number of students who:

(i) are enrolled in the conversion charter school; and

(ii) were counted in the ADM of the previous year for the school corporation in which the  
conversion charter school is located; divided by

(B) the current ADM of the school corporation in which the conversion charter school is  
located.

In determining the number of students enrolled under clause (A)(i), each kindergarten student  
shall be counted as one-half (1/2) student.

STEP TWO: Determine the total amount of the following revenues to which the school  
corporation in which the conversion charter school is located is entitled for the second six (6)  
months of the calendar year in which the conversion charter school is established:

(A) Revenues obtained by the school corporation's:

(i) general fund property tax levy; and

(ii) excise tax revenue (as defined in IC 20-43-1-12).

(B) The school corporation's certified distribution of county adjusted gross income tax



revenue under IC 6-3.5-1.1 that is to be used as property tax replacement credits.

STEP THREE: Determine the product of:

- (A) the STEP ONE amount; multiplied by
- (B) the STEP TWO amount.

(e) Subsection (d) does not apply to a conversion charter school after the later of the following dates:

- (1) December 31 of the calendar year in which the conversion charter school is established.
- (2) Ten (10) days after the date on which the governing body of the school corporation in which the conversion charter school is located receives the final distribution described in IC 6-1.1-27-1 of revenues to which the school corporation in which the conversion charter school is located is entitled for the second six (6) months of the calendar year in which the conversion charter school is established.

(f) This subsection applies during the second six (6) months of the calendar year in which a conversion charter school is established. A conversion charter school may apply for an advance from the charter school advancement account under IC 20-49-7 in the amount determined under STEP FOUR of the following formula:

STEP ONE: Determine the result under subsection (d) STEP ONE (A).

STEP TWO: Determine the difference between:

- (A) the conversion charter school's current ADM; minus
- (B) the STEP ONE amount.

STEP THREE: Determine the quotient of:

- (A) the STEP TWO amount; divided by
- (B) the conversion charter school's current ADM.

STEP FOUR: Determine the product of:

- (A) the STEP THREE amount; multiplied by
- (B) the quotient of:
  - (i) the subsection (d) STEP TWO amount; divided by
  - (ii) two (2).

SECTION 83. IC 20-24-8-2, AS ADDED BY P.L.169-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 2. (a) A charter school may not do the following:

- (1) Operate at a site or for grades other than as specified in the charter.
- (2) Charge tuition to any student residing within the school corporation's geographic boundaries.

However, a charter school may charge tuition for:

- (A) a preschool program, unless charging tuition for the preschool program is barred under federal law; or
- (B) a latch key program;

if the charter school provides those programs.

- (3) Except for a foreign exchange student who is not a United States citizen, enroll a student who is not a resident of Indiana.
- (4) Be located in a private residence.
- (5) Provide solely home based instruction.
- (6) Provide in excess of fifty percent (50%) of instruction to students through virtual distance learning, online technologies, or computer based instruction. For the purposes of this subdivision, instruction does not include the administration of formal tests or assessments.**

(b) **Subject to subsection (a)(6),** a charter school is not prohibited from delivering instructional services:



(1) through the Internet or another online arrangement; or  
(2) in any manner by computer;  
if the instructional services are provided to students enrolled in the charter school in a manner that complies with any procedures adopted by the department concerning online and computer instruction in public schools.

**(c) A charter granted to an organization before July 1, 2007, that provides for the delivery of an excess of fifty percent (50%) of instruction to students through virtual distance learning, online technologies, or computer based instruction is terminated July 1, 2007, and may not be reinstated after June 30, 2007. The charters to which this subsection applies include the following:**

**(1) Indiana Connections Academy, Muncie.**

**(2) Indiana Virtual Charter School, Indianapolis.**

SECTION 84. IC 20-30-11.5-6, AS ADDED BY P.L.185-2006, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) A student may apply for enrollment to a state educational institution. The state educational institution shall accept or reject the student based on the standards ordinarily used to decide student enrollments. However, a student in the program may not be refused admission solely because the student has not graduated from a secondary school.

(b) A state educational institution may grant financial assistance to a student for courses taken under this program based on the student's:

(1) financial need; or

(2) academic achievement;

or any other criteria.

(c) A state educational institution shall waive tuition for a student who is:

(1) eligible for free or reduced lunch in high school;

(2) accepted into the program; and

(3) accepted for admission to the state educational institution.

**(b) The school corporation in which an individual to whom this subdivision applies resides shall pay the individual's costs for the program high school level courses taken at a state educational institution during each year the individual is included in the school corporation's ADM.**

SECTION 85. IC 20-40-8-19, AS ADDED BY P.L.2-2006, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 19. This section applies during the period beginning January 1, ~~2006~~, **2008**, and ending December 31, ~~2007~~; **2009**. Money in the fund may be used to pay for up to one hundred percent (100%) of the following costs of a school corporation:

(1) Utility services.

(2) Property or casualty insurance.

(3) Both utility services and property or casualty insurance.

A school corporation's expenditures under this section may not exceed in ~~2006 two and seventy-five hundredths percent (2.75%) and in 2007 any calendar year~~ **three and five-tenths percent (3.5%)** of the school corporation's ~~2005 calendar~~ **2007** year distribution.

SECTION 86. IC 20-43-1-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 1. This article expires January 1, ~~2008~~; **2010**.

SECTION 87. IC 20-43-1-14.7 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 14.7. "Growing school supplemental levy" has the meaning set forth in IC 20-45-1-13.6.**

SECTION 88. IC 20-43-2-2, AS AMENDED BY P.L.162-2006, SECTION 42, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. The maximum state distribution  
2 for a calendar year for all school corporations is:

3 (†) the greater of:

4 (A) three billion eight hundred two million nine hundred thousand dollars (\$3,802,900,000);

5 or

6 (B) the amount necessary to enable the department of education to make tuition support  
7 distributions in 2006 in accordance with IC 21-1-30 and this article without requiring a  
8 reduction in the amount distributed for tuition support under this section;

9 in 2006; and

10 (2) (1) three billion ~~seven~~ eight hundred ~~forty-seven~~ **seven** million two hundred thousand dollars  
11 (~~\$3,747,200,000~~) (**\$3,807,200,000**) in 2007;

12 (2) three billion nine hundred fifty-eight million three hundred thousand dollars  
13 (**\$3,958,300,000**) in 2008; and

14 (3) four billion one hundred sixteen million eight hundred thousand dollars (**\$4,116,800,000**)  
15 in 2009.

16 SECTION 89. IC 20-43-2-3, AS AMENDED BY P.L.162-2006, SECTION 43, IS AMENDED TO  
17 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) ~~Except as provided in~~  
18 ~~subsection (b);~~ If the total amount to be distributed:

19 (1) as basic tuition support;

20 (2) for academic honors diploma awards;

21 (3) for primetime distributions;

22 (4) for special education grants; and

23 (5) for vocational education grants;

24 for a particular year exceeds the maximum state distribution for a calendar year, the amount to be  
25 distributed for state tuition support under this article to each school corporation during each of the last  
26 six (6) months of the year shall be proportionately reduced so that the total reductions equal the  
27 amount of the excess.

28 (b) ~~The department of education shall distribute the full amount of tuition support to school~~  
29 ~~corporations in the second six (6) months of 2006 in accordance with this article without a reduction~~  
30 ~~under this section.~~

31 SECTION 90. IC 20-43-3-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
32 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) A school corporation's previous  
33 year revenue equals the amount determined under STEP TWO of the following formula:

34 STEP ONE: Determine the sum of the following:

35 (A) The school corporation's basic tuition support for the year that precedes the current year.

36 (B) The school corporation's maximum permissible tuition support levy for the calendar year  
37 that precedes the current year, made in determining the school corporation's adjusted tuition  
38 support levy for the calendar year.

39 (C) The school corporation's excise tax revenue for the year that precedes the current year by  
40 two (2) years.

41 STEP TWO: Subtract from the STEP ONE result an amount equal to the sum of the following:

42 (A) The reduction in the school corporation's state tuition support under any combination of  
43 subsection (b), subsection (c), IC 20-10.1-2-1 (before its repeal), or IC 20-30-2-4.

44 (B) ~~In 2006, the amount of the school corporation's maximum permissible tuition support levy~~  
45 ~~attributable to the levy transferred from the school corporation's general fund to the school~~  
46 ~~corporation's referendum tax levy fund under IC 20-46-1-6.~~

47 (B) **The school corporation's growing school supplemental levy for the year.**

48 (b) A school corporation's previous year revenue must be reduced if:



(1) the school corporation's state tuition support for special or vocational education is reduced as a result of a complaint being filed with the department after December 31, 1988, because the school program overstated the number of children enrolled in special or vocational education programs; and

(2) the school corporation's previous year revenue has not been reduced under this subsection more than one (1) time because of a given overstatement.

The amount of the reduction equals the amount the school corporation would have received in state tuition support for special and vocational education because of the overstatement.

(c) A school corporation's previous year revenue must be reduced if an existing elementary or secondary school located in the school corporation converts to a charter school under IC 20-5.5-11 before July 1, 2005, or IC 20-24-11 after June 30, 2005. The amount of the reduction equals the product of:

(1) the sum of the amounts distributed to the conversion charter school under IC 20-5.5-7-3.5(c) and IC 20-5.5-7-3.5(d) before July 1, 2005, and IC 20-24-7-3(c) and IC 20-24-7-3(d) after June 30, 2005; multiplied by

(2) two (2).

SECTION 91. IC 20-43-4-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 7. (a) This subsection does not apply to a charter school. When calculating adjusted ADM for ~~2006~~ **2008** distributions, this subsection, as effective after December 31, ~~2005~~, **2007**, shall be used to calculate the adjusted ADM for the previous year rather than the calculation used to calculate adjusted ADM for ~~2005~~ **2007** distributions. For purposes of this article, a school corporation's "adjusted ADM" for the current year is the result determined under the following formula:

STEP ONE: Determine the sum of the following:

(A) The school corporation's ADM for the year preceding the current year by four (4) years multiplied by two-tenths (0.2).

(B) The school corporation's ADM for the year preceding the current year by three (3) years multiplied by two-tenths (0.2).

(C) The school corporation's ADM for the year preceding the current year by two (2) years multiplied by two-tenths (0.2).

(D) The school corporation's ADM for the year preceding the current year by one (1) year multiplied by two-tenths (0.2).

(E) The school corporation's ADM for the current year multiplied by two-tenths (0.2).

Round the result to the nearest five-tenths (0.5).

STEP TWO: Determine ~~the sum of:~~

~~(A) the school corporation's ADM for the year preceding the current year; plus~~

~~(B) the product of:~~

~~(i) the school corporation's ADM for the current year. minus the clause (A) amount;~~  
~~multiplied by~~

~~(ii) seventy-five hundredths (0.75);~~

~~Round the result to the nearest five-tenths (0.5);~~

STEP THREE: Determine the greater of the following:

(A) The STEP ONE result.

(B) The STEP TWO result.

(b) A charter school's adjusted ADM for purposes of this article is the charter school's current ADM.

SECTION 92. IC 20-43-5-3, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) This subsection does not apply



to a charter school. A school corporation's complexity index is determined under the following formula:

STEP ONE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the population in the school corporation who are at least twenty-five (25) years of age with less than a twelfth grade education:

(2) Determine the quotient of:

(A) one thousand nineteen dollars (\$1,019); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount:

STEP TWO: ONE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the school corporation's students who were eligible for free or reduced price lunches in the school year ending in 2005: 2007.

(2) Determine the quotient of:

(A) one thousand two hundred sixty dollars (\$1,260); in:

(i) 2008, two thousand eight hundred dollars (\$2,800); and

(ii) 2009, two thousand eight hundred fifty dollars (\$2,850); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007: in:

(i) 2008, four thousand seven hundred fifty dollars (\$4,750); and

(ii) 2009, four thousand seven hundred sixty-five dollars (\$4,765) .

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP THREE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the school corporation's students who were classified as limited English proficient in the school year ending in 2005:

(2) Determine the quotient of:

(A) four hundred fifty-two dollars (\$452); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount:

STEP FOUR: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of families in the school corporation with a single parent:

(2) Determine the quotient of:

(A) five hundred fifty-seven dollars (\$557); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount:

STEP FIVE: Determine the greater of zero (0) or the result of the following:



(1) Determine the percentage of families in the school corporation with children who are less than eighteen (18) years of age and who have a family income level below the federal income poverty level (as defined in IC 12-15-2-1):

(2) Determine the quotient of:

(A) three hundred forty-seven dollars (\$347); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007.

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP SIX: Determine the sum of the results in STEP ONE through STEP FIVE.

STEP SEVEN: **TWO**: Determine the result of one (1) plus the STEP ~~SIX~~ **ONE** result.

STEP ~~EIGHT~~: **THREE**: This STEP applies if the STEP SEVEN **TWO** result is equal to or greater than **at least** one and twenty-five hundredths (1.25). Determine the result of the following:

(1) Subtract one and twenty-five hundredths (1.25) from the STEP SEVEN **TWO** result.

(2) Multiply the subdivision (1) result by five-tenths (0.5):

(3) (2) Determine the result of:

(A) the STEP SEVEN **TWO** result; plus

(B) the subdivision (2) (1) result.

The data to be used in making the calculations under STEP ONE STEP FOUR, and STEP FIVE of this subsection must be the data from the 2000 federal decennial census:

(b) A charter school's complexity index is the index determined under subsection (a) for the school corporation in which the charter school is located. However, the complexity index for Campagna Academy Charter School is the complexity index determined under subsection (a) for Gary Community School Corporation.

SECTION 93. IC 20-43-5-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. A school corporation's foundation amount for a calendar year is the result determined under STEP TWO of the following formula:

STEP ONE: Determine:

(A) four thousand five hundred seventeen dollars (\$4,517) in 2006; or

(B) four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(A) in 2008:

(i) five thousand dollars (\$5,000) if the school corporation's complexity index is greater than one and twenty-five hundredths (1.25) and the school corporation's current ADM is less than one thousand seven hundred (1,700); or

(ii) four thousand seven hundred fifty dollars (\$4,750), if item (i) does not apply; or

(B) in 2009:

(i) five thousand dollars (\$5,000) if the school corporation's complexity index is greater than one and twenty-five hundredths (1.25) and the school corporation's current ADM is less than one thousand seven hundred (1,700); or

(ii) four thousand seven hundred sixty-five dollars (\$4,765) if item (i) does not apply.

STEP TWO: Multiply the STEP ONE amount by the school corporation's complexity index.

SECTION 94. IC 20-43-5-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's transition to foundation amount for a calendar year is equal to the result determined under STEP THREE of the following formula:

STEP ONE: Determine the difference of:



- 1 (A) the school corporation's foundation amount; minus  
2 (B) the school corporation's previous year revenue foundation amount.  
3 STEP TWO: Divide the STEP ONE result by:  
4 (A) ~~six (6)~~ **four (4)** in ~~2006; 2008~~; or  
5 (B) ~~five (5)~~ **three (3)** in ~~2007; 2009~~.  
6 STEP THREE: A school corporation's STEP THREE amount is the following:  
7 (A) For a charter school that has previous year revenue that is not greater than zero (0), the  
8 charter school's STEP THREE amount is the quotient of:  
9 (i) the school corporation's guaranteed minimum revenue for the calendar year where the  
10 charter school is located; divided by  
11 (ii) the school corporation's current ADM.  
12 (B) The STEP THREE amount for a school corporation that is not a charter school described  
13 in clause (A) is the following:  
14 (i) The school corporation's foundation amount for the calendar year, if the absolute value  
15 of the STEP ONE amount is less than or equal to fifty dollars (\$50).  
16 (ii) For ~~2007; 2009~~, the school corporation's foundation amount for the calendar year, if the  
17 foundation amount in ~~2006 2008~~ equaled the school corporation's target revenue per ADM  
18 in ~~2006; 2008~~.  
19 (iii) The sum of the school corporation's previous year revenue foundation amount and the  
20 greater of the school corporation's STEP TWO amount or fifty dollars (\$50), if the school  
21 corporation's STEP ONE amount is greater than fifty dollars (\$50).  
22 (iv) The difference determined by subtracting the greater of the absolute value of the school  
23 corporation's STEP TWO amount or fifty dollars (\$50) from the school corporation's  
24 previous year revenue foundation amount, if the school corporation's STEP ONE amount  
25 is less than negative fifty dollars (-\$50).

26 SECTION 95. IC 20-43-5-8, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
27 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 8. A school corporation's guaranteed  
28 minimum revenue for a calendar year is ~~equal to~~ **the result determined under STEP TWO of the**  
29 **following formula:**

30 **STEP ONE: Determine** the greater of the following:

- 31 ~~(+)~~ (A) The school corporation's transition to foundation revenue for the calendar year.  
32 ~~(2)~~ (B) The amount determined under STEP THREE of the following formula:  
33 STEP ONE: Divide the school corporation's previous year revenue by the school  
34 corporation's previous year ADM.  
35 STEP TWO: Multiply the STEP ONE result by ninety-nine hundredths (0.99).  
36 STEP THREE: Multiply the STEP TWO amount by the school corporation's current ADM.

37 **STEP TWO: Determine** the following:

- 38 (A) **This clause does not apply to a charter school. If the quotient of the school**  
39 **corporation's current ADM divided by the school corporation's ADM of the previous**  
40 **year is less than one and five hundredths (1.05), the school corporation's guaranteed**  
41 **minimum revenue is the lesser of:**  
42 (i) the STEP ONE amount; or  
43 (ii) the product of the school corporation's previous year revenue multiplied by one  
44 and six hundredths (1.06).  
45 (B) **This clause does not apply to a charter school. If the quotient of the school**  
46 **corporation's STEP ONE amount divided by the school corporation's previous year**  
47 **guaranteed minimum revenue is at least one (1) and not greater than one and one**



hundredth (1.01), the school corporation's guaranteed minimum revenue is the sum of the school corporation's:

(i) STEP ONE amount; plus

(ii) current ADM multiplied by one hundred dollars (\$100).

(C) This clause does not apply to a charter school. If the school corporation's current ADM is less than two thousand and the school corporation's STEP ONE amount is less than the school corporation's previous year guaranteed minimum revenue, the school corporation's guaranteed minimum revenue is the sum of the school corporation's:

(i) STEP ONE amount; plus

(ii) current ADM multiplied by two hundred dollars (\$200);

(D) This clause does not apply to a charter school. If the current ADM of the school corporation is less than one hundred (100), the school corporation's guaranteed minimum revenue is the school corporation's transition to foundation amount multiplied the school corporation's ADM.

(E) This clause does not apply to a charter school. If clauses (A) through (D) do not apply, the school corporation's guaranteed minimum revenue is the school corporation's STEP ONE amount.

(F) This clause applies only to a charter school. The charter school's guaranteed minimum revenue is the greater of zero (0) or the charter school's guaranteed minimum revenue for 2007.

SECTION 96. IC 20-43-7-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's special education grant for a calendar year is equal to the sum of the following:

(1) The nonduplicated count of pupils in programs for severe disabilities multiplied by:

(A) in 2008, eight thousand ~~two four~~ hundred ~~forty-six~~ dollars (~~\$8,246~~): **(\$8,400); and**

(B) in 2009, **eight thousand five hundred dollars (\$8,500).**

(2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by:

(A) in 2008, two thousand two hundred ~~thirty-eight~~ **seventy** dollars (~~\$2,238~~): **(\$2,270); and**

(B) in 2009, **two thousand three hundred twenty dollars (\$2,320).**

(3) The duplicated count of pupils in programs for communication disorders multiplied by:

(A) in 2008, five hundred ~~thirty-one~~ **thirty-five** dollars (~~\$531~~): **(\$535); and**

(B) in 2009, **five hundred forty dollars (\$540).**

(4) The cumulative count of pupils in homebound programs multiplied by:

(A) in 2008, five hundred ~~thirty-one~~ **thirty-five** dollars (~~\$531~~): **(\$535); and**

(B) in 2009, **five hundred forty dollars (\$540).**

SECTION 97. IC 20-43-9-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. For purposes of computation under this chapter, the following shall be used:

(1) The staff cost amount for a school corporation:

(A) in 2008, is ~~sixty-nine~~ **seventy-three** thousand ~~eight nine~~ hundred ~~eleven~~ dollars (~~\$69,811~~): **(\$73,900); and**

(B) in 2009, **seventy-seven thousand dollars (\$77,000).**

(2) The guaranteed primetime amount for a school corporation is the primetime allocation, before any penalty is assessed under this chapter, that the school corporation would have received under this chapter for the 1999 calendar year or the first year of participation in the program, whichever is later.



(3) The following apply to determine whether amounts received under this chapter have been devoted to reducing class size in kindergarten through grade 3 as required by section 2 of this chapter:

(A) Except as permitted under section 8 of this chapter, only a licensed teacher who is an actual classroom teacher in a regular instructional program is counted as a teacher.

(B) If a school corporation is granted approval under section 8 of this chapter, the school corporation may include as one-third (1/3) of a teacher each classroom instructional aide who meets qualifications and performs duties prescribed by the state board.

SECTION 98. IC 20-43-9-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's primetime distribution for a calendar year under this chapter is the amount determined by the following formula:

STEP ONE: Determine the applicable target pupil/teacher ratio for the school corporation as follows:

(A) If the school corporation's complexity index is less than one and one-tenth (1.1), the school corporation's target pupil/teacher ratio is eighteen to one (18:1).

(B) If the school corporation's complexity index is at least one and one-tenth (1.1) but less than one and two-tenths (1.2), the school corporation's target pupil/teacher ratio is fifteen (15) plus the result determined in item (iii) to one (1):

(i) Determine the result of one and two-tenths (1.2) minus the school corporation's complexity index.

(ii) Determine the item (i) result divided by one-tenth (0.1).

(iii) Determine the item (ii) result multiplied by three (3).

(C) If the school corporation's complexity index is at least one and two-tenths (1.2), the school corporation's target pupil/teacher ratio is fifteen to one (15:1).

STEP TWO: Determine the result of:

(A) the ADM of the school corporation in kindergarten through grade 3 for the current school year; divided by

(B) the school corporation's applicable target pupil/teacher ratio, as determined in STEP ONE.

STEP THREE: Determine the result of:

(A) the total target revenue for ~~2006 and 2007~~ **the year** multiplied by seventy-five hundredths (0.75); divided by

(B) the school corporation's total ADM.

STEP FOUR: Determine the result of:

(A) the STEP THREE result; multiplied by

(B) the ADM of the school corporation in kindergarten through grade 3 for the current school year.

STEP FIVE: Determine the result of:

(A) the STEP FOUR result; divided by

(B) the staff cost amount.

STEP SIX: Determine the greater of zero (0) or the result of:

(A) the STEP TWO amount; minus

(B) the STEP FIVE amount.

STEP SEVEN: Determine the result of:

(A) the STEP SIX amount; multiplied by

(B) the staff cost amount.

STEP EIGHT: Determine the greater of the STEP SEVEN amount or the school corporation's guaranteed primetime amount.

STEP NINE: A school corporation's amount under this STEP is the following:



(A) If the amount the school corporation received under this chapter in the previous calendar year is greater than zero (0), the amount under this STEP is the lesser of:

(i) the STEP EIGHT amount; or

(ii) the amount the school corporation received under this chapter for the previous calendar year multiplied by one hundred seven and one-half percent (107.5%).

(B) If the amount the school corporation received under this chapter in the previous calendar year is not greater than zero (0), the amount under this STEP is the STEP EIGHT amount.

SECTION 99. IC 20-45-1-13.6 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JANUARY 1, 2008]: **Sec. 13.6. "Growing school supplemental levy" is the amount determined under IC 20-45-3-12.**

SECTION 100. IC 20-45-3-3, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. The following amounts must be determined under this chapter to calculate a school corporation's maximum permissible tuition support levy for a calendar year:

(1) The school corporation's foundation amount revenue for the calendar year under section 4 of this chapter.

(2) The school corporation's tax rate floor for the calendar year under section 5 of this chapter.

(3) The school corporation's target property tax rate for the calendar year under section 6 of this chapter.

(4) The school corporation's adjusted target property tax rate for a calendar year under section 7 of this chapter.

(5) The school corporation's equalization tax rate limit for a calendar year under section 8 of this chapter.

(6) The school corporation's equalization tax rate for a calendar year under section 9 of this chapter.

(7) The school corporation's equalized levy for a calendar year under section 10 of this chapter.

**(8) The growing school supplemental levy for a calendar year under section 12 of this chapter.**

SECTION 101. IC 20-45-3-5, AS AMENDED BY P.L.162-2006, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. (a) A school corporation's tax rate floor is the tax rate determined under this section.

(b) This subsection applies only if the school corporation's guaranteed minimum revenue for the calendar year is not equal to the school corporation's foundation amount revenue for a calendar year. The school corporation's tax rate floor for the calendar year is the result under STEP SIX of the following formula:

STEP ONE: Divide the school corporation's total assessed value by the school corporation's current ADM.

STEP TWO: Divide the STEP ONE result by ten thousand (10,000).

STEP THREE: Determine the greater of the following:

(A) The STEP TWO result.

(B) ~~Thirty-six~~ **Forty-six** dollars and ~~thirty cents (\$36.30): (\$46).~~

STEP FOUR: Determine the result under clause (B):

(A) Subtract the school corporation's foundation amount revenue for the calendar year from the school corporation's guaranteed minimum revenue for the calendar year.

(B) Divide the clause (A) result by the school corporation's current ADM.

STEP FIVE: Divide the STEP FOUR result by the STEP THREE result.

STEP SIX: Divide the STEP FIVE result by one hundred (100).



(c) This subsection applies only if the school corporation's guaranteed minimum revenue for the calendar year is equal to the school corporation's foundation amount revenue for a calendar year and the STEP ONE result is greater than zero (0). The school corporation's tax rate floor for the calendar year is the result under STEP SEVEN of the following formula:

STEP ONE: Add the following:

(A) An amount equal to the annual decrease in federal aid to impacted areas from the year preceding the ensuing calendar year by three (3) years to the year preceding the ensuing calendar year by two (2) years.

(B) The part of the unadjusted tuition support levy for the year that equals the original amount of the levy imposed by the school corporation to cover the costs of opening a new school facility during the preceding year.

STEP TWO: Divide the STEP ONE result by the school corporation's current ADM.

STEP THREE: Divide the school corporation's total assessed value by the school corporation's current ADM.

STEP FOUR: Divide the STEP THREE result by ten thousand (10,000).

STEP FIVE: Determine the greater of the following:

(A) The STEP FOUR result.

(B) ~~Thirty-six~~ **Forty-six** dollars and thirty cents (\$36.30); **(\$46)**.

STEP SIX: Divide the STEP TWO result by the STEP FIVE amount.

STEP SEVEN: Divide the STEP SIX result by one hundred (100).

SECTION 102. IC 20-45-3-6, AS AMENDED BY P.L.162-2006, SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. (a) A school corporation's target property tax rate for a calendar year is the sum of:

(1) in:

(A) ~~2006, seventy-two cents (\$0.72); and~~

(B) ~~2007, the greater of:~~

(i) ~~seventy-two and ninety-two hundredths cents (\$0.7292); or~~

(ii) ~~the rate determined under subsection (b);~~

(A) **2008, sixty-six and one tenth cents (\$0.661); or**

(B) **2009, sixty-four and nine-tenths cents (\$0.649); plus**

(2) if applicable, the school corporation's minimum equalization tax rate.

(b) If using the best information available to the department of local government finance, the department of local government finance determines that the result of:

(1) the lesser of:

(A) ~~two billion thirty-five million nine hundred thousand dollars (\$2,035,900,000); or~~

(B) the result of:

(i) the sum of the tuition support levies certified by the department of local government finance for all school corporations for 2006; multiplied by

(ii) ~~one and forty-one thousandths (1.041); minus~~

(2) the sum of all maximum permissible tuition support levies for all school corporations in 2007, as determined by using the tax rate specified in subsection (a)(1)(B)(i);

would exceed one million dollars (\$1,000,000) in 2007, the department of local government finance, shall, before February 16, 2007, adjust the tax rate used in subsection (a)(1)(B) for 2007 so that the difference determined by subtracting the sum of all maximum permissible tuition support levies (as defined in IC 20-45-1-15) for all school corporations determined by using the adjusted tax rate from the amount determined under subdivision (1) does not exceed one million dollars (\$1,000,000). To carry out this subsection the department of local government finance may increase a school corporation's tax rate and levy to a rate and amount that exceeds the rate originally advertised or fixed



1 by the school corporation. Before adjusting a tax rate under this subsection, the department of local  
2 government finance shall review the recommendations of the department of education and the budget  
3 agency.

4 SECTION 103. IC 20-45-3-8, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
5 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 8. A school corporation's equalization  
6 tax rate limit for a calendar year is the result of:

7 (1) the school corporation's adjusted target property tax rate; minus

8 (2) the school corporation's previous year property tax rate, **excluding the part of the tax rate**  
9 **imposed for a growing school supplemental levy.**

10 SECTION 104. IC 20-45-3-9, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
11 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 9. (a) A school corporation's  
12 equalization tax rate for a calendar year is the tax rate determined under this section.

13 (b) If the school corporation's adjusted target property tax rate exceeds the school corporation's  
14 previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the  
15 school corporation's previous year property tax rate **(excluding the part of the tax rate imposed for**  
16 **a growing school supplemental levy)** after increasing the rate by the lesser of:

17 (1) the school corporation's equalization tax rate limit for the calendar year; or

18 (2) three cents (\$0.03).

19 (c) If the school corporation's adjusted target property tax rate is less than the school corporation's  
20 previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the  
21 school corporation's previous year property tax rate **(excluding the part of the tax rate imposed for**  
22 **a growing school supplemental levy)** after reducing the rate by the lesser of:

23 (1) the absolute value of the school corporation's equalization tax rate limit; or

24 (2) eight cents (\$0.08).

25 (d) If the school corporation's adjusted target property tax rate equals the school corporation's  
26 previous year property tax rate, the school corporation's equalization tax rate for a calendar year is the  
27 school corporation's adjusted target property tax rate.

28 SECTION 105. IC 20-45-3-11, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO  
29 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 11. A school corporation's tuition  
30 support levy for a calendar year is the sum of the following:

31 (1) The school corporation's equalized levy for the calendar year.

32 (2) An amount equal to the annual decrease in federal aid to impacted areas from the year  
33 preceding the ensuing calendar year by three (3) years to the year preceding the ensuing calendar  
34 year by two (2) years.

35 (3) The part of the maximum permissible tuition support levy for the year that equals the original  
36 amount of the levy by the school corporation to cover the costs of opening a new school facility  
37 or reopening an existing facility during the preceding year.

38 (4) The amount determined under STEP FOUR of the following formula:

39 STEP ONE: Determine the target revenue per ADM for each charter school that included at  
40 least one (1) student who has legal settlement in the school corporation in the charter school's  
41 current ADM.

42 STEP TWO: For each charter school, multiply the STEP ONE amount by the number of  
43 students who have legal settlement in the school corporation and who are included in the  
44 charter school's current ADM.

45 STEP THREE: Determine the sum of the STEP TWO amounts.

46 STEP FOUR: Multiply the STEP THREE amount by thirty-five hundredths (0.35).

47 **(5) If applicable, the school corporation's growing school supplemental levy.**



1 SECTION 106. IC 20-45-3-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
2 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 12. (a) A school corporation's**  
3 **growing school supplemental levy for a particular year is:**

4 (1) the amount determined under subsection (b) if the current ADM of the school  
5 corporation divided by the school corporation's ADM for the immediately preceding year  
6 is greater than one and five hundredths (1.05); and

7 (2) zero (0) if subdivision (1) does not apply.

8 (b) For a school corporation to which this subsection applies, the growing school  
9 supplemental levy for a year is equal to the result determined under STEP THREE of the  
10 following formula:

11 **STEP ONE: Determine the result of:**

12 (A) the school corporation's current ADM; minus

13 (B) the result of the school corporation's ADM for the immediately preceding year  
14 multiplied by one and five hundredths (1.05).

15 **STEP TWO: Multiply the school corporation's target revenue per ADM by the STEP ONE**  
16 **amount.**

17 **STEP THREE: Determine the sum of the STEP TWO amount and the school corporation's**  
18 **supplemental levy for the previous year.**

19 SECTION 107. IC 20-46-5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) If:**

21 (1) a school corporation enters into a lease agreement with the Indiana bond bank for the  
22 lease of one (1) or more school buses under IC 5-1.5-4-1(a)(5);

23 (2) the lease agreement conforms with the school corporation's ten (10) year school bus  
24 replacement plan approved by the department of local government finance under section  
25 9 of this chapter; and

26 (3) in the first full fiscal year after the effective date of the lease agreement, there would  
27 otherwise be a reduction in the levy in an amount equal to the difference between the total  
28 purchase price of such bus or buses and the total rental payment due under the lease  
29 agreement;

30 the levy in that fiscal year may not be reduced by the amount of the reduction.

31 (b) Any or all of the amount of that part of the levy may, on or before the end of the year of  
32 its collection, be:

33 (1) retained in the fund;

34 (2) transferred to the school transportation fund established under IC 20-40-6-4; or

35 (3) transferred to the capital projects fund established under IC 20-40-8-6.

36 SECTION 108. IC 22-4-26-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
37 2007]: **Sec. 5. (a) Money credited to the account of this state in the unemployment trust fund by the**  
38 **Secretary of the Treasury of the United States pursuant to 42 U.S.C. 1103, as amended, may be**  
39 **requisitioned and used for the payment of expenses incurred for the administration of this article and**  
40 **public employment offices pursuant to a specific appropriation by the general assembly, provided that**  
41 **the expenses are incurred and the money is requisitioned after the enactment of an appropriation**  
42 **statute which:**

43 (1) specifies the purposes for which such money is appropriated and the amounts appropriated  
44 therefor;

45 (2) except as provided in subsection (i), limits the period within which such money may be  
46 obligated to a period ending not more than two (2) years after the date of the enactment of the  
47 appropriation statute; and



(3) limits the total amount which may be obligated during a twelve (12) month period beginning on July 1 and ending on the next June 30 to an amount which does not exceed the amount by which:

(A) the aggregate of the amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, during such twelve (12) month period and the twenty-four (24) preceding twelve (12) month periods; exceeds

(B) the aggregate of the amounts obligated by this state pursuant to this section and amounts paid out for benefits and charged against the amounts credited to the account of this state during such twenty-five (25) twelve (12) month periods.

(b) For the purposes of this section, amounts obligated by this state during any such twelve (12) month period shall be charged against equivalent amounts which were first credited and which have not previously been so charged, except that no amount obligated for administration of this article and public employment offices during any such twelve (12) month period may be charged against any amount credited during such twelve (12) month period earlier than the fourteenth preceding such twelve (12) month period.

(c) Amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, may not be obligated except for the payment of cash benefits to individuals with respect to their unemployment and for the payment of expenses incurred for the administration of this article and public employment offices pursuant to this section.

(d) Money appropriated as provided in this section for the payment of expenses incurred for the administration of this article and public employment offices pursuant to this section shall be requisitioned as needed for payment of obligations incurred under such appropriation and upon requisition shall be deposited in the employment and training services administration fund but, until expended, shall remain a part of the unemployment insurance benefit fund. The commissioner shall maintain a separate record of the deposit, obligation, expenditure, and return of funds so deposited. If any money so deposited is for any reason not to be expended for the purpose for which it was appropriated, or if it remains unexpended at the end of the period specified by the statute appropriating such money, it shall be withdrawn and returned to the Secretary of the Treasury of the United States for credit to this state's account in the unemployment trust fund.

(e) There is appropriated out of the funds made available to Indiana under Section 903 of the Social Security Act, as amended by Section 209 of the Temporary Extended Unemployment Compensation Act of 2002 (which is Title II of the federal Jobs Creation and Worker Assistance Act of 2002, Pub.L107-147), seventy-two million two hundred thousand dollars (\$72,200,000) to the department of workforce development. The appropriation made by this subsection is available for ten (10) state fiscal years beginning with the state fiscal year beginning July 1, 2003. Unencumbered money at the end of a state fiscal year does not revert to the state general fund.

(f) Money appropriated under subsection (e) is subject to the requirements of IC 22-4-37-1.

(g) Money appropriated under subsection (e) may be used only for the following purposes:

(1) The administration of the Unemployment Insurance (UI) program and the Wagner Peyser public employment office program.

(2) Acquiring land and erecting buildings for the use of the department of workforce development.

(3) Improvements, facilities, paving, landscaping, and equipment repair and maintenance that may be required by the department of workforce development.

(h) In accordance with the requirements of subsection (g), the department of workforce development may allocate up to the following amounts from the amount described in subsection (e) for the following purposes:



(1) Thirty-nine million two hundred thousand dollars (\$39,200,000) to be used for the modernization of the Unemployment Insurance (UI) system beginning July 1, 2003, and ending June 30, 2013.

(2) For:

(A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, five million dollars (\$5,000,000);

(B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, five million dollars (\$5,000,000);

(C) the state fiscal year beginning after June 30, 2005, and ending before July 1, 2006, five million dollars (\$5,000,000);

(D) the state fiscal year beginning after June 30, 2006, and ending before July 1, 2007, five million dollars (\$5,000,000); ~~and~~

(E) the state fiscal year beginning after June 30, 2007, and ending before July 1, 2008, five million dollars (\$5,000,000); **and**

**(F) state fiscal years beginning after June 30, 2008, and ending before July 1, 2012, the unused part of any amount allocated in any year for any purpose under this subsection;** for the JOBS proposal to meet the workforce needs of Indiana employers in high wage, high skill, high demand occupations.

(3) For:

(A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, four million dollars (\$4,000,000);

(B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, four million dollars (\$4,000,000);

to be used by the workforce investment boards in the administration of Indiana's public employment offices.

(i) The amount appropriated under subsection (e) for the payment of expenses incurred in the administration of this article and public employment is not required to be obligated within the two (2) year period described in subsection (a)(2).

SECTION 109. IC 33-37-4-2, AS AMENDED BY P.L.176-2005, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) Except as provided in subsections (d) and (e), for each action that results in a judgment:

(1) for a violation constituting an infraction; or

(2) for a violation of an ordinance of a municipal corporation (as defined in IC 36-1-2-10);

the clerk shall collect from the defendant an infraction or ordinance violation costs fee of seventy dollars (\$70).

(b) In addition to the infraction or ordinance violation costs fee collected under this section, the clerk shall collect from the defendant the following fees, if they are required under IC 33-37-5:

(1) A document fee (IC 33-37-5-1, IC 33-37-5-3, or IC 33-37-5-4).

(2) An alcohol and drug services program user fee (IC 33-37-5-8(b)).

(3) A law enforcement continuing education program fee (IC 33-37-5-8(c)).

(4) An alcohol and drug countermeasures fee (IC 33-37-5-10).

(5) A highway work zone fee (IC 33-37-5-14).

(6) A deferred prosecution fee (IC 33-37-5-17).

(7) A jury fee (IC 33-37-5-19).

(8) A document storage fee (IC 33-37-5-20).

(9) An automated record keeping fee (IC 33-37-5-21).

(10) A late payment fee (IC 33-37-5-22).

(11) A public defense administration fee (IC 33-37-5-21.2).



- (12) A judicial insurance adjustment fee (IC 33-37-5-25).
- (13) A judicial salaries fee (IC 33-37-5-26).
- (14) A court administration fee (IC 33-37-5-27).
- (15) A DNA sample processing fee (IC 33-37-5-26.2).
- (16) A speeding violation fee (IC 33-37-5-30).**
- (17) A passenger restraint violation fee (IC 33-37-5-31).**
- (18) A driving while a license is suspended fee (IC 33-27-5-32).**
- (19) A driving while intoxicated and endangering a person fee (IC 33-37-5-33).**
- (20) A disregard for stop sign fee (IC 33-37-5-34).**
- (21) A disregard of traffic signal fee (IC 33-37-5-35).**
- (22) A driving while intoxicated fee (IC 33-37-5-36).**
- (23) A child restraint violation fee (IC 33-37-5-37).**
- (24) A disregard of traffic control device fee (IC 33-37-5-38).**
- (25) A prior operating under the influence fee (IC 33-37-5-39).**
- (26) A following too closely fee (IC 33-37-5-40).**
- (27) A reckless driving fee (IC 33-37-5-41).**
- (28) An unsafe lane movement fee (IC 33-37-5-42).**
- (29) A yield sign violation fee (IC 33-37-5-43).**
- (30) An improper turn at intersection fee (IC 33-37-5-44).**
- (31) A driving left of center fee (IC 33-37-5-45).**
- (32) An offense relating to controlled substances while using a motor vehicle fee (IC 33-37-5-46).**
- (33) A passing in a no passing zone fee (IC 33-37-5-47).**
- (34) A driving on the wrong side of the road fee (IC 33-37-5-48).**
- (35) A driving the wrong way on a one-way road fee (IC 33-37-5-49).**
- (36) An improper passing fee (IC 33-37-5-50).**
- (37) An open container fee (IC 33-37-5-51).**
- (38) An improper passing to the left of the center line fee (IC 33-37-5-52).**
- (39) An operating a vehicle with a controlled substance fee (IC 33-37-5-53).**
- (40) An operating a vehicle while intoxicated resulting in injury fee (IC 33-37-5-54).**
- (41) A failure to stop at an accident fee (IC 33-37-5-55).**
- (42) A zero tolerance for individuals under the age of twenty-one (21) who drive under the influence fee (IC 33-37-5-56).**

(c) The clerk shall transfer to the county auditor or fiscal officer of the municipal corporation the following fees, not later than thirty (30) days after the fees are collected:

- (1) The alcohol and drug services program user fee (IC 33-37-5-8(b)).
- (2) The law enforcement continuing education program fee (IC 33-37-5-8(c)).
- (3) The deferral program fee subsection (e).

The auditor or fiscal officer shall deposit the fees in the user fee fund established under IC 33-37-8.

(d) The defendant is not liable for any ordinance violation costs fee in an action if all the following apply:

- (1) The defendant was charged with an ordinance violation subject to IC 33-36.
- (2) The defendant denied the violation under IC 33-36-3.
- (3) Proceedings in court against the defendant were initiated under IC 34-28-5 (or IC 34-4-32 before its repeal).
- (4) The defendant was tried and the court entered judgment for the defendant for the violation.

(e) Instead of the infraction or ordinance violation costs fee prescribed by subsection (a), the clerk shall collect a deferral program fee if an agreement between a prosecuting attorney or an attorney for



1 a municipal corporation and the person charged with a violation entered into under IC 34-28-5-1 (or  
2 IC 34-4-32-1 before its repeal) requires payment of those fees by the person charged with the violation.

3 The deferral program fee is:

4 (1) an initial user's fee not to exceed fifty-two dollars (\$52); and

5 (2) a monthly user's fee not to exceed ten dollars (\$10) for each month the person remains in the  
6 deferral program.

7 (f) The fees prescribed by this section are costs for purposes of IC 34-28-5-5 and may be collected  
8 from a defendant against whom judgment is entered. Any penalty assessed is in addition to costs.

9 SECTION 110. IC 33-37-5-30 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 30. (a) This section applies to infractions**  
11 **committed under IC 9-21-5.**

12 **(b) The clerk shall collect a speeding fee of eighteen dollars (\$18) for each infraction**  
13 **committed under IC 9-21-5.**

14 SECTION 111. IC 33-37-5-31 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 31. (a) This section applies to infractions**  
16 **committed under IC 9-19-10.**

17 **(b) The clerk shall collect a passenger restraint fee of eighteen dollars (\$18) for each**  
18 **infraction committed under IC 9-19-10.**

19 SECTION 112. IC 33-37-5-32 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 32. (a) This section applies to infractions**  
21 **committed under IC 9-24-19-1.**

22 **(b) The clerk shall collect a driving while a license is suspended fee of eighteen dollars (\$18)**  
23 **for each infraction committed under IC 9-24-19-1.**

24 SECTION 113. IC 33-37-5-33 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 33. (a) This section applies to**  
26 **misdemeanors committed under IC 9-30-5-2.**

27 **(b) The clerk shall collect a driving while intoxicated and endangering a person fee of eighteen**  
28 **dollars (\$18) for each misdemeanor committed under IC 9-30-5-2.**

29 SECTION 114. IC 33-37-5-34 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 34. (a) This section applies to infractions**  
31 **committed under IC 9-21-8-32.**

32 **(b) The clerk shall collect a disregard for stop sign fee of eighteen dollars (\$18) for each**  
33 **infraction committed under IC 9-21-8-32.**

34 SECTION 115. IC 33-37-5-35 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 35. (a) This section applies to infractions**  
36 **committed under IC 9-21-3-7.**

37 **(b) The clerk shall collect a disregard of traffic signal fee of eighteen dollars (\$18) for each**  
38 **infraction committed under IC 9-21-3-7.**

39 SECTION 116. IC 33-37-5-36 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 36. (a) This section applies to**  
41 **misdemeanors committed under IC 9-30-5-1.**

42 **(b) The clerk shall collect a driving while intoxicated fee of eighteen dollars (\$18) for each**  
43 **misdemeanor committed under IC 9-30-5-1.**

44 SECTION 117. IC 33-37-5-37 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 37. (a) This section applies to infractions**  
46 **committed under IC 9-19-11-2.**

47 **(b) The clerk shall collect a child restraint violation fee of eighteen dollars (\$18) for each**  
48 **infraction committed under IC 9-19-11-2.**



1 SECTION 118. IC 33-37-5-38 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 38. (a) This section applies to infractions**  
3 **committed under IC 9-21-8-41.**

4 **(b) The clerk shall collect a disregard of traffic control device fee of eighteen dollars (\$18) for**  
5 **each infraction committed under IC 9-21-8-41.**

6 SECTION 119. IC 33-37-5-39 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 39. (a) This section applies to felonies**  
8 **committed under IC 9-30-5-3.**

9 **(b) The clerk shall collect a prior operating while intoxicated fee of eighteen dollars (\$18) for**  
10 **each felony committed under IC 9-30-5-3.**

11 SECTION 120. IC 33-37-5-40 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 40. (a) This section applies to infractions**  
13 **committed under IC 9-21-8-14.**

14 **(b) The clerk shall collect a following too closely fee of eighteen dollars (\$18) for each**  
15 **infraction committed under IC 9-21-8-14.**

16 SECTION 121. IC 33-37-5-41 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 41. (a) This section applies to**  
18 **misdemeanors committed under IC 9-21-8-52.**

19 **(b) The clerk shall collect a reckless driving fee of eighteen dollars (\$18) for each**  
20 **misdemeanor committed under IC 9-21-8-52.**

21 SECTION 122. IC 33-37-5-42 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 42. (a) This section applies to infractions**  
23 **committed under IC 9-21-8-11.**

24 **(b) The clerk shall collect an unsafe lane movement fee of eighteen dollars (\$18) for each**  
25 **infraction committed under IC 9-21-8-11.**

26 SECTION 123. IC 33-37-5-43 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 43. (a) This section applies to infractions**  
28 **committed under IC 9-21-8-30.**

29 **(b) The clerk shall collect a yield sign violation fee of eighteen dollars (\$18) for each infraction**  
30 **committed under IC 9-21-8-30.**

31 SECTION 124. IC 33-37-5-44 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 44. (a) This section applies to infractions**  
33 **committed under IC 9-21-8-21.**

34 **(b) The clerk shall collect an improper turn at intersection fee of eighteen dollars (\$18) for**  
35 **each infraction committed under IC 9-21-8-21.**

36 SECTION 125. IC 33-37-5-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
37 2007]: **Sec. 21. (a) This section applies to all civil, criminal, infraction, and ordinance violation**  
38 **actions.**

39 **(b) The clerk shall collect the following a seven dollar (\$7) automated record keeping fee.**

40 **(1) Seven dollars (\$7) after June 30, 2003, and before July 1, 2009.**

41 **(2) Four dollars (\$4) after June 30, 2009.**

42 SECTION 126. IC 33-37-5-45 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 45. (a) This section applies to infractions**  
44 **committed under IC 9-21-8-4.**

45 **(b) The clerk shall collect a driving left of center fee of eighteen dollars (\$18) for each**  
46 **infraction committed under IC 9-21-8-4.**



1 SECTION 127. IC 33-37-5-46 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 46. (a) This section applies to**  
3 **misdemeanors and felonies under IC 35-48-4-15.**

4 **(b) The clerk shall collect an offense relating to controlled substances while using a motor**  
5 **vehicle fee of eighteen dollars (\$18) for each misdemeanor committed under IC 35-48-4-15.**

6 SECTION 128. IC 33-37-5-47 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 47. (a) This section applies to infractions**  
8 **committed under IC 9-21-4-12.**

9 **(b) The clerk shall collect a passing in a no passing zone fee of eighteen dollars (\$18) for each**  
10 **infraction committed under IC 9-21-4-12.**

11 SECTION 129. IC 33-37-5-48 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 48. (a) This section applies to infractions**  
13 **committed under IC 9-21-8-2.**

14 **(b) The clerk shall collect a driving on the wrong side of the road fee of eighteen dollars (\$18)**  
15 **for each infraction committed under IC 9-21-8-2.**

16 SECTION 130. IC 33-37-5-49 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 49. (a) This section applies to infractions**  
18 **committed under IC 9-21-8-9.**

19 **(b) The clerk shall collect a driving the wrong way on a one-way road fee of eighteen dollars**  
20 **(\$18) for each infraction committed under IC 9-21-8-9.**

21 SECTION 131. IC 33-37-5-50 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 50. (a) This section applies to infractions**  
23 **committed under IC 9-21-8-5.**

24 **(b) The clerk shall collect an improper passing fee of eighteen dollars (\$18) for each infraction**  
25 **committed under IC 9-21-8-5.**

26 SECTION 132. IC 33-37-5-51 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 51. (a) This section applies to infractions**  
28 **committed under IC 9-30-15-3.**

29 **(b) The clerk shall collect an open container fee of eighteen dollars (\$18) for each infraction**  
30 **committed under IC 9-30-15-3.**

31 SECTION 133. IC 33-37-5-52 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 52. (a) This section applies to infractions**  
33 **committed under IC 9-21-8-7.**

34 **(b) The clerk shall collect an improper passing to the left of the center line fee of eighteen**  
35 **dollars (\$18) for each infraction committed under IC 9-21-8-7.**

36 SECTION 134. IC 33-37-5-53 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 53. (a) This section applies to**  
38 **misdemeanors committed under IC 9-30-5-1(c).**

39 **(b) The clerk shall collect an operating a vehicle with a controlled substance fee of eighteen**  
40 **dollars (\$18) for each misdemeanor committed under IC 9-30-5-1(c).**

41 SECTION 135. IC 33-37-5-54 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 54. (a) This section applies to felonies**  
43 **committed under IC 9-30-5-4.**

44 **(b) The clerk shall collect an operating a vehicle while intoxicated resulting in injury fee of**  
45 **eighteen dollars (\$18) for each felony committed under IC 9-30-5-4.**

46 SECTION 136. IC 33-37-5-55 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 55. (a) This section applies to**  
48 **misdemeanors and felonies committed under IC 9-26-1-1(1).**



1       **(b) The clerk shall collect a failure to stop at an accident fee of eighteen dollars (\$18) for each**  
2 **misdemeanor or felony committed under IC 9-26-1-1(1).**

3       SECTION 137. IC 33-37-5-56 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 56. (a) This section applies to infractions**  
5 **committed under IC 9-30-5-8.5.**

6       **(b) The clerk shall collect a zero tolerance for individuals under the age of twenty-one (21)**  
7 **who drive under the influence fee of eighteen dollars (\$18) for each infraction committed under**  
8 **IC 9-30-5-8.5.**

9       SECTION 138. IC 33-37-7-2, AS AMENDED BY P.L.174-2006, SECTION 16, IS AMENDED  
10 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 2. (a) The clerk of a circuit court shall**  
11 **distribute semiannually to the auditor of state as the state share for deposit in the state general fund**  
12 **seventy percent (70%) of the amount of fees collected under the following:**

- 13       (1) IC 33-37-4-1(a) (criminal costs fees).
- 14       (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- 15       (3) IC 33-37-4-3(a) (juvenile costs fees).
- 16       (4) IC 33-37-4-4(a) (civil costs fees).
- 17       (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
- 18       (6) IC 33-37-4-7(a) (probate costs fees).
- 19       (7) IC 33-37-5-17 (deferred prosecution fees).

20       **(b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the**  
21 **state user fee fund established in IC 33-37-9-2 the following:**

- 22       (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees  
23 collected under IC 33-37-4-1(b)(5).
- 24       (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under  
25 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
- 26       (3) Fifty percent (50%) of the child abuse prevention fees collected under IC 33-37-4-1(b)(7).
- 27       (4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected  
28 under IC 33-37-4-1(b)(8).
- 29       (5) One hundred percent (100%) of the highway work zone fees collected under  
30 IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
- 31       (6) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.
- 32       (7) One hundred percent (100%) of the automated record keeping fee (IC 33-37-5-21).

33       **(c) The clerk of a circuit court shall distribute monthly to the county auditor the following:**

- 34       (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees  
35 collected under IC 33-37-4-1(b)(5).
- 36       (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under  
37 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

38       The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug  
39 free community fund established under IC 5-2-11.

40       **(d) The clerk of a circuit court shall distribute monthly to the county auditor fifty percent (50%)**  
41 **of the child abuse prevention fees collected under IC 33-37-4-1(b)(7). The county auditor shall deposit**  
42 **fees distributed by a clerk under this subsection into the county child advocacy fund established under**  
43 **IC 12-17-17.**

44       **(e) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent**  
45 **(100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees**  
46 **distributed by a clerk under this subsection as follows:**



(1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.

(2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county auditor shall deposit all the fees in the county general fund.

(f) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the sexual assault victims assistance account established by IC 4-23-25-11(i) one hundred percent (100%) of the sexual assault victims assistance fees collected under IC 33-37-5-23.

(g) The clerk of a circuit court shall distribute monthly to the county auditor the following:

- (1) One hundred percent (100%) of the support and maintenance fees for cases designated as non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS) collected under IC 33-37-5-6.
- (2) The percentage share of the support and maintenance fees for cases designated as IV-D child support cases in ISETS collected under IC 33-37-5-6 that is reimbursable to the county at the federal financial participation rate.

The county clerk shall distribute monthly to the office of the secretary of family and social services the percentage share of the support and maintenance fees for cases designated as Title IV-D child support cases in ISETS collected under IC 33-37-5-6 that is not reimbursable to the county at the applicable federal financial participation rate.

(h) The clerk of a circuit court shall distribute monthly to the county auditor the following:

- (1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2) for deposit in the county general fund.
- (2) One hundred percent (100%) of the small claims garnishee service fee under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.

(i) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the following:

- (1) The public defense administration fee collected under IC 33-37-5-21.2.
- (2) The judicial salaries fees collected under IC 33-37-5-26.
- (3) The DNA sample processing fees collected under IC 33-37-5-26.2.
- (4) The court administration fees collected under IC 33-37-5-27.

(j) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.

(k) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall be distributed as follows:

- (1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.
- (2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

(l) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or IC 33-37-5-28(b)(4) shall be distributed as follows:

- (1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.
- (2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.



1 (m) The clerk of a circuit court shall distribute monthly to the auditor of state:  
 2 (1) the speeding fee collected under IC 33-37-5-30;  
 3 (2) the passenger restraint fee collected under IC 33-37-5-31;  
 4 (3) a driving while a license is suspended fee under IC 33-37-5-32;  
 5 (4) a driving while intoxicated and endangering a person fee under IC 33-37-5-33;  
 6 (5) a disregard for stop sign fee under IC 33-37-5-34;  
 7 (6) a disregard of traffic signal fee under IC 33-37-5-35;  
 8 (7) a driving while intoxicated fee under IC 33-37-5-36;  
 9 (8) a child restraint violation fee under IC 33-37-5-37;  
 10 (9) a disregard of traffic control device fee under IC 33-37-5-38;  
 11 (10) a prior operating while intoxicated fee under IC 33-37-5-39;  
 12 (11) a following too closely fee under IC 33-37-5-40;  
 13 (12) a reckless driving fee under IC 33-37-5-41;  
 14 (13) an unsafe lane movement fee under IC 33-37-5-42;  
 15 (14) a yield sign violation fee under IC 33-37-5-43;  
 16 (15) an improper turn at intersection fee under IC 33-37-5-44;  
 17 (16) a driving left of center fee under IC 33-37-5-45;  
 18 (17) an offense relating to controlled substances while using a motor vehicle fee under  
 19 IC 33-37-5-46;  
 20 (18) a passing in a no passing zone fee under IC 33-37-5-47;  
 21 (19) a driving on the wrong side of the road fee under IC 33-37-5-48;  
 22 (20) a driving the wrong way on a one-way road fee IC 33-37-5-49;  
 23 (21) an improper passing fee under IC 33-37-5-50;  
 24 (22) an open container fee under IC 33-37-5-51;  
 25 (23) an improper passing to the left of the center line fee under IC 33-37-5-52;  
 26 (24) an operating a vehicle with a controlled substance fee under IC 33-37-5-53;  
 27 (25) an operating a vehicle while intoxicated resulting in injury fee under IC 33-37-5-54;  
 28 (26) a failure to stop at an accident fee under IC 33-37-5-55; and  
 29 (27) a zero tolerance for individuals under the age of twenty-one (21) who drive under the  
 30 influence fee under IC 33-37-5-56;  
 31 for deposit in the spinal cord and brain injury fund established by IC 16-41-42-4.  
 32 SECTION 139. IC 34-30-2-83.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION  
 33 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 83.5. IC 16-41-42-6 (Concerning  
 34 members of the spinal cord and brain injury research board).  
 35 SECTION 140. IC 35-38-4-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
 36 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) This section applies to state  
 37 reimbursement of expenses for conducting a new trial if:  
 38 (1) a defendant is convicted of an offense in a criminal proceeding conducted in a trial  
 39 court;  
 40 (2) the defendant appeals the defendant's conviction to the Indiana court of appeals or  
 41 Indiana supreme court; and  
 42 (3) the court of appeals or supreme court remands the case to the trial court for a new trial.  
 43 (b) The state shall reimburse the trial court, the prosecuting attorney, and, if the defendant  
 44 is represented by a public defender, the public defender for expenses:  
 45 (1) incurred by the trial court, prosecuting attorney, and public defender in conducting a  
 46 new trial described in subsection (a); and  
 47 (2) that would ordinarily be paid by the county in which the trial court is located.



1 (c) The expenses of a trial court, prosecuting attorney, and public defender reimbursed under  
2 this section:

3 (1) may not include any salary or other remuneration paid to a trial court judge,  
4 prosecuting attorney, deputy prosecuting attorney, or public defender; and

5 (2) must be paid from money in the state general fund.

6 SECTION 141. IC 36-7-11.5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
7 2007]: Sec. 1. (a) As used in this chapter, "commission" refers to the historic hotel preservation  
8 commission established by an interlocal agreement under section 3 of this chapter.

9 (b) Except as provided in section 11 of this chapter, "fund" refers to the community trust fund  
10 established by section 8 of this chapter.

11 (a) As used in this chapter, "advisory board" refers to the Orange County development  
12 advisory board established by section 12 of this chapter.

13 (b) As used in this chapter, "development commission" refers to the Orange County  
14 development commission established by section 3.5 of this chapter.

15 (c) As used in this chapter, "historic hotel" has the meaning set forth in IC 4-33-2-11.1.

16 (d) As used in this chapter, "hotel riverboat resort" refers to the historic hotels, the riverboat  
17 operated under IC 4-33-6.5, and other properties operated in conjunction with the riverboat  
18 enterprise located in Orange County.

19 (e) As used in this chapter, "qualified historic hotel" refers to a historic hotel that has an atrium  
20 that includes a dome that is at least two hundred (200) feet in diameter.

21 SECTION 142. IC 36-7-11.5-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION  
22 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.5. (a) The Orange County  
23 development commission is established.

24 (b) The development commission consists of the following members:

25 (1) An individual appointed by the legislative body of Orange County.

26 (2) An individual appointed by the legislative body of the town of French Lick.

27 (3) An individual appointed by the legislative body of the town of West Baden.

28 (4) An individual appointed by the legislative body of the town of Paoli.

29 (5) An individual appointed by the legislative body of the town of Orleans.

30 (6) A nonvoting member appointed by the governor.

31 (c) The members of the development commission shall each serve for a term of three (3)  
32 years. A vacancy shall be filled for the duration of the term by the original appointing authority.

33 (d) Each member of the development commission must, before beginning the discharge of the  
34 duties of the member's office, do the following:

35 (1) Take an oath that the member will faithfully execute the duties of the member's office  
36 according to Indiana law and rules adopted under Indiana law.

37 (2) Provide a bond to the state:

38 (A) for twenty-five thousand dollars (\$25,000); and

39 (B) that is, after being executed and approved, recorded in the office of the secretary of  
40 state.

41 (e) A member of the development commission is not entitled to a salary per diem. However,  
42 a member is entitled to reimbursement for travel expenses incurred in connection with the  
43 member's duties, as provided in the state travel policies and procedures established by the  
44 department of administration and approved by the budget agency.

45 (f) An individual who is an employee of a county or town described in subsection (b) may not  
46 be appointed to the development commission until at least three (3) years after the date the  
47 individual's employment with the county or town is terminated.



(g) An individual who is a member of any other board serving a county or town described in subsection (b) may not be appointed to the development commission until at least three (3) years after the date the individual's membership on the board expires.

(h) An individual who is:

(1) employed by the hotel riverboat resort or an affiliated business;

(2) contracted or hired to provide personal property or perform a service for the hotel riverboat resort or an affiliated business; or

(3) engaged in any other form of a business relationship with the hotel riverboat resort or an affiliated business;

may not be appointed to the development commission until at least three (3) years after the date on which the individual's employment or business relationship with the hotel riverboat resort or an affiliated business is terminated.

SECTION 143. IC 36-7-11.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) The **development** commission shall elect from its membership a chairperson and vice chairperson, who shall serve for one (1) year and may be reelected.

(b) The **development** commission shall adopt rules consistent with this chapter for the transaction of its business. The rules must include the time and place of regular meetings and a procedure for the calling of special meetings. ~~Four (4)~~ **Three (3)** voting members constitute a quorum of the commission. No action may be taken by the **development** commission unless a majority of the voting members appointed to the **development** commission vote in favor of taking the action.

(c) All meetings of the **development** commission must be open to the public, and a public record of the **development** commission's resolutions, proceedings, and actions must be kept.

(d) ~~If The~~ **development** commission ~~has~~ **shall employ** an administrator ~~the administrator who~~ shall act as the commission's secretary. ~~If the commission does not have an administrator, the commission shall elect a secretary from its membership.~~

(e) The **development** commission shall hold regular meetings, at least monthly, except when it has no business pending.

SECTION 144. IC 36-7-11.5-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) Money acquired by the **development** commission is subject to the laws concerning the deposit and safekeeping of public money.

(b) The money of the **development** commission and the accounts of each officer, employee, or other person entrusted by law with the raising, disposition, or expenditure of the money or part of the money are subject to examination by the state board of accounts.

SECTION 145. IC 36-7-11.5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. (a) ~~Except as otherwise specified in this chapter, The~~ **development** commission ~~has all of the powers and responsibilities of a historic preservation commission established under IC 36-7-11.~~

~~(b) The commission shall do the following:~~

~~(1) Designate a fiscal agent who must be the fiscal officer of one (1) of the towns to which this chapter applies.~~

~~(2) (1) Employ an administrator and other professional staff necessary to assist the commission in carrying out its duties.~~

~~(2) Facilitate and coordinate the development of Orange County.~~

~~(3) Serve as a liaison between the riverboat located in a historic hotel district and the political subdivisions located in Orange County.~~

~~(4) Facilitate and coordinate the appropriate development of the historical environment of the towns of French Lick and West Baden.~~

(b) The development commission may do the following:



1       ~~(3) (1) Engage consultants, attorneys, accountants, and other professionals necessary to carry out~~  
2       ~~the development commission's duties.~~

3       ~~(4) Jointly approve, with the Indiana gaming commission, the location and exterior design of a~~  
4       ~~riverboat to be operated in the historic hotel district.~~

5       ~~(5) Make recommendations to the Indiana gaming commission concerning the selection of an~~  
6       ~~operating agent (as defined in IC 4-33-2-14.5) that the commission believes will:~~

7           ~~(A) promote the most economic development in the area surrounding the historic hotel district;~~  
8           ~~and~~

9           ~~(B) best serve the interests of the residents of the county in which the historic hotel district is~~  
10          ~~located and all other citizens of Indiana.~~

11       ~~(6) Make recommendations to the Indiana gaming commission concerning the operation and~~  
12       ~~management of the riverboat to be operated in the county.~~

13       **(2) Award grants and low interest loans to promote the development of Orange County**  
14       **under this chapter.**

15       ~~(c) This section does not limit the powers of the Indiana gaming commission with respect to the~~  
16       ~~administration and regulation of riverboat gaming under IC 4-33.~~

17       **(c) The development commission shall:**

18           **(1) promote economic development;**

19           **(2) attract new business;**

20           **(3) improve housing; and**

21           **(4) engage in any other activity that promotes the development of Orange County.**

22       SECTION 146. IC 36-7-11.5-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
23       1, 2007]: Sec. 11. (a) As used in this section, "fund" refers to the West Baden Springs historic hotel  
24       preservation and maintenance fund established by subsection (b).

25       (b) The West Baden Springs historic hotel preservation and maintenance fund is established. The  
26       fund consists of the following:

27           (1) Amounts deposited in the fund under **IC 4-33-6.5-6**, IC 4-33-12-6(c), and IC 4-33-13-5(b).

28           (2) Grants and gifts that the department of natural resources receives for the fund under terms,  
29           obligations, and liabilities that the department considers appropriate.

30           (3) The one million dollar (\$1,000,000) initial fee paid to the gaming commission under  
31           IC 4-33-6.5.

32           **(4) Any amount transferred to the fund upon the repeal of IC 36-7-11.5-8 (the community**  
33           **trust fund).**

34       The fund shall be administered by the department of natural resources. The expenses of administering  
35       the fund shall be paid from money in the fund.

36       (c) The treasurer of state shall invest the money in the fund that is not currently needed to meet the  
37       obligations of the fund in the same manner as other public funds may be invested. The treasurer of  
38       state shall deposit in the fund the interest that accrues from the investment of the fund.

39       (d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

40       (e) No money may be appropriated from the fund except as provided in this subsection. The general  
41       assembly may appropriate interest accruing to the fund to the department of natural resources only for  
42       the following purposes:

43           (1) To maintain the parts of a qualified historic hotel that were restored before July 1, 2003.

44           (2) To maintain the grounds surrounding a qualified historic hotel.

45       No money may be appropriated from the fund for restoration purposes if the restoration is to occur  
46       after July 1, 2003.

47       SECTION 147. IC 36-7-11.5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION  
48       TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) The Orange County**



1 development advisory board is established for the purpose of advising the development  
2 commission established under section 3.5 of this chapter.

3 (b) The advisory board consists of six (6) members appointed as follows:

4 (1) One (1) individual appointed by the speaker of the house of representatives.

5 (2) One (1) individual appointed by the president pro tempore of the senate.

6 (3) One (1) individual appointed by the Orange County convention and visitors bureau.

7 (4) Two (2) individuals appointed by the chief operating officer of the hotel riverboat resort.

8 (5) One (1) individual appointed by the Historic Landmarks Foundation of Indiana.

9 (c) Except as provided in subsection (d), the members of the advisory board shall each serve  
10 for a term of four (4) years. A vacancy shall be filled for the duration of the term by the original  
11 appointing authority.

12 (d) The member appointed under subsection (b)(3) shall serve an initial term of one (1) year.  
13 As determined by the appointing authority, the two (2) members appointed under subsection  
14 (b)(4) shall serve initial terms of two (2) and three (3) years respectively.

15 (e) A member of the advisory board is not entitled to a salary per diem. However, a member  
16 is entitled to reimbursement for travel expenses incurred in connection with the member's  
17 duties, as provided in the state travel policies and procedures established by the department of  
18 administration and approved by the budget agency.

19 SECTION 148. IC 36-7-11.5-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION  
20 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 13. (a) An individual may apply for  
21 a grant or low interest loan on a form prescribed by the development commission.

22 (b) A form prescribed by the development commission must be designed to be read and easily  
23 understood by the ordinary individual.

24 SECTION 149. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2007]:  
25 IC 36-7-11.5-3; IC 36-7-11.5-4; IC 36-7-11.5-8; IC 36-7-11.5-9; IC 36-7-11.5-10.

26 SECTION 150. IC 20-40-6-5 IS REPEALED [EFFECTIVE JANUARY 1, 2008].

27 SECTION 151. P.L.246-2005, SECTION 36, IS AMENDED TO READ AS FOLLOWS  
28 [EFFECTIVE UPON PASSAGE]: SECTION 36. (a) If the budget director determines at any time  
29 during the biennium that the executive branch of state government cannot meet its statutory obligations  
30 due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with  
31 the approval of the governor and after review by the budget committee, may transfer from the  
32 counter-cyclical revenue and economic stabilization fund to the general fund an amount necessary to  
33 maintain a positive balance in the general fund.

34 (b) The budget agency shall transfer one hundred million dollars (\$100,000,000) into the  
35 counter-cyclical revenue and economic stabilization fund during the state fiscal year ending June 30;  
36 2007, unless the budget agency determines there is an insufficient balance in the general fund to make  
37 the transfer. Notwithstanding any other law, no transfer to the counter-cyclical revenue and  
38 economic stabilization fund from any other fund may be made before July 1, 2009.

39 (c) (b) This SECTION expires July 2, 2007: 2009.

40 SECTION 152. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "board" refers to  
41 the spinal cord and brain injury research board created by IC 16-41-42-6, as added by this act.

42 (b) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the  
43 board under IC 16-41-42-6(b)(1), IC 16-42-41-6(c)(1), and IC 16-42-41-6(c)(2), as added by this  
44 act, are appointed for a term of four (4) years.

45 (c) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the  
46 board under IC 16-41-42-6(c)(3) and IC 16-41-42-6(c)(4), as added by this act, are appointed for  
47 a term of three (3) years.



1 (d) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the  
2 board under IC 16-41-42-6(b)(4) and IC 16-41-42-6(c)(5), as added by this act, are appointed for  
3 a term of two (2) years.

4 (e) Notwithstanding IC 16-41-42-6, as added by this act, members initially appointed to the  
5 board under IC 16-41-42-6(b)(2) and IC 16-41-42-6(b)(3), as added by this act, are appointed for  
6 a term of one (1) year.

7 (f) This SECTION expires July 1, 2011.

8 SECTION 153. [EFFECTIVE JULY 1, 2007] (a) IC 4-33-12-6, as amended by this act, applies  
9 to riverboat admissions taxes remitted by an operating agent after June 30, 2007.

10 (b) IC 4-33-13-5, as amended by this act, applies to riverboat wagering taxes remitted by an  
11 operating agent after June 30, 2007.

12 SECTION 154. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"  
13 means a historic hotel preservation commission established under IC 36-7-11.5.

14 (b) As used in this SECTION, "local development agreement" refers to the local development  
15 agreement:

16 (1) entered into by:

17 (A) the town of French Lick;

18 (B) the town of West Baden Springs;

19 (C) Orange County;

20 (D) the commission; and

21 (E) Blue Sky Casino, LLC; and

22 (2) dated July 28, 2005.

23 (c) Notwithstanding any other law, the commission is abolished on July 1, 2007.

24 (d) Notwithstanding any other law, the term of office of a member of the commission serving  
25 on June 30, 2007, terminates July 1, 2007.

26 (e) Any balance remaining on June 30, 2007, in the community trust fund established under  
27 IC 36-7-11.5-8 (before its repeal by this act) is transferred to the Orange County development  
28 commission established by IC 36-7-11.5-3.5, as added by this act.

29 (f) On July 1, 2007, all records and property of the commission are transferred to the Orange  
30 County development commission established under IC 36-7-11.5-3.5, as added by this act.

31 (g) Except as provided in subsection (h), an unfulfilled financial commitment made by the  
32 commission is void on July 1, 2007.

33 (h) The Orange County development commission shall assume the following:

34 (1) The commission's commitments to the French Lick Municipal Airport.

35 (2) The commission's obligations to reimburse the towns of French Lick and West Baden  
36 Springs for adjusted gross receipts revenue allocated to Orange County as set forth in  
37 Section 2.01(b) of the local development agreement.

38 (i) This act does not affect the validity of a historic hotel district established in Orange County  
39 before January 1, 2007, under IC 36-7-11.5-2.

40 SECTION 155. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"  
41 refers to the commission on disproportionality in youth services.

42 (b) As used in this SECTION, "youth services" means the following:

43 (1) Juvenile justice services.

44 (2) Child welfare services.

45 (3) Education services.

46 (4) Mental health services.



1 (c) The commission on disproportionality in youth services is established to develop and  
2 provide an implementation plan to evaluate and address disproportionate representation of  
3 youth of color in the use of youth services.

4 (d) The commission consists of the following members appointed not later than August 15,  
5 2007:

6 (1) The dean or a faculty member of an Indiana accredited graduate school of public  
7 administration, social work, education, mental health, or juvenile justice, who shall serve  
8 as chairperson of the commission.

9 (2) The state superintendent of public instruction, or the superintendent's designee.

10 (3) The director of the division of mental health and addiction, or the director's designee.

11 (4) The executive director of the Indiana criminal justice institute, or the executive  
12 director's designee.

13 (5) The director of the department of child services, or the director's designee.

14 (6) The commissioner of the department of correction, or the commissioner's designee.

15 (7) A division of child services county director from a densely populated county.

16 (8) A faculty member of an Indiana accredited college or university that offers  
17 undergraduate degrees in public administration, social work, education, mental health, or  
18 juvenile justice.

19 (9) A prosecuting attorney.

20 (10) A juvenile court judge.

21 (11) An attorney who specializes in juvenile law.

22 (12) A representative of the Indiana Minority Health Coalition.

23 (13) A health care provider who specializes in pediatric or emergency medicine.

24 (14) A public agency family case manager.

25 (15) A private agency children's service social worker.

26 (16) A school counselor or social worker.

27 (17) A representative of law enforcement.

28 (18) A guardian ad litem, court appointed special advocate, or other child advocate.

29 (19) The chairperson of an established advocacy group in Indiana that has previously  
30 investigated the issue of disproportionality in use of youth services.

31 (20) A young adult who has previous involvement with at least one (1) youth service.

32 (21) A representative of foster parents or adoptive parents.

33 (22) A representative of a state teacher's association or a public school teacher.

34 (23) A child psychiatrist or child psychologist.

35 (24) A representative of a family support group.

36 (25) A representative of the National Alliance on Mental Illness.

37 (26) A representative of the commission on the social status of black males.

38 (27) A representative of the Indiana Juvenile Detention Association.

39 (28) A representative of the commission on Hispanic/Latino affairs.

40 (29) A representative of the civil rights commission.

41 (30) Two (2) members of the house of representatives appointed by the speaker of the house  
42 of representatives. The members appointed under this subdivision may not be members of  
43 the same political party and serve as nonvoting members.

44 (31) Two (2) members of the senate appointed by the president pro tempore of the senate.  
45 The members appointed under this subdivision may not be members of the same political  
46 party and serve as nonvoting members.

47 The governor shall appoint the members under subdivisions (1), (7), (10), (13), (16), (19), (22),  
48 (25), (28), and (29). The speaker of the house of representatives shall appoint the members under



subdivisions (8), (11), (14), (17), (20), (23), (26), and (30). The president pro tempore of the senate shall appoint the members under subdivisions (9), (12), (15), (18), (21), (24), (27), and (31). Vacancies shall be filled by the appointing authority for the remainder of the unexpired term.

(e) Each member of the commission shall have an interest in or influence on evaluating and addressing disproportionate representation of youth of color in the use of youth services.

(f) A majority of the voting members of the commission constitutes a quorum.

(g) The Indiana accredited graduate school represented by the chairperson of the commission under subsection (d)(1) shall staff the commission.

(h) The commission shall meet at the call of the chairperson and shall meet as often as necessary to carry out the purposes of this SECTION.

(i) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(j) Each member of the commission who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(k) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the legislative services agency.

(l) The commission's responsibilities include the following:

(1) Reviewing Indiana's public and private child welfare, juvenile justice, mental health, and education service delivery systems to evaluate disproportionality rates in the use of youth services by youth of color.

(2) Reviewing federal, state, and local funds appropriated to address disproportionality in the use of youth services by youth of color.

(3) Reviewing current best practice standards addressing disproportionality in the use of youth services by youth of color.

(4) Examining the qualifications and training of youth service providers and making recommendations for a training curriculum and other necessary changes.

(5) Recommending methods to improve use of available public and private funds to address disproportionality in the use of youth services by youth of color.

(6) Providing information concerning identified unmet youth service needs and providing recommendations concerning the development of resources to meet the identified needs.

(7) Suggesting policy, program, and legislative changes related to youth services to accomplish the following:

(A) Enhancement of the quality of youth services.

(B) Identification of potential resources to promote change to enhance youth services.

(C) Reduction of the disproportionality in the use of youth services by youth of color.

(8) Preparing a report consisting of the commission's findings and recommendations, and the presentation of an implementation plan to address disproportionate representation of youth of color in use of youth services.



1 (m) In carrying out the commission's responsibilities, the commission shall consider pertinent  
2 studies concerning disproportionality in use of youth services by youth of color.

3 (n) The affirmative votes of a majority of the commission's voting members are required for  
4 the commission to take action on any measure, including recommendations included in the  
5 report required under subsection (l)(8).

6 (o) The commission shall submit the report required under subsection (l)(8) to the governor  
7 and to the legislative council not later than August 15, 2008. The report to the legislative council  
8 must be in an electronic format under IC 5-14-6. The commission shall make the report  
9 available to the public upon request not later than December 1, 2008.

10 (p) There is appropriated from the state general fund one hundred twenty-five thousand  
11 (\$125,000) dollars for the period beginning July 1, 2007, and ending December 31, 2008, to carry  
12 out the purposes of this SECTION, including the hiring by the chairperson of an individual to  
13 serve only to assist the chairperson and members with research, statistical analysis, meeting  
14 support, and drafting of the report required under subsection (l)(8).

15 (q) This SECTION expires January 1, 2009.

16 SECTION 156. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the department of  
17 natural resources division of state parks and reservoirs eight hundred twenty-five thousand  
18 dollars (\$825,000) from the state general fund to pay the operating expenses of the dramatic  
19 production Young Abe Lincoln for the period beginning July 1, 2007, and ending June 30, 2009.

20 (b) This SECTION expires July 1, 2009.

21 SECTION 157. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the department of  
22 natural resources division of state parks and reservoirs eight hundred ten thousand dollars  
23 (\$810,000) from the state general fund to pay capital expenses incurred for the maintenance of  
24 the Lincoln State Park amphitheater for the period beginning July 1, 2007, and ending June 30,  
25 2009.

26 (b) There is appropriated to the department of agriculture the following amounts from the  
27 state general fund for the following purposes beginning July 1, 2007, and ending June 30, 2009:

28 Acquisition of land and improvements	
29 for education outreach and development	
30 center	\$2,000,000
31 Total operating costs for educational	
32 outreach associated through the center	\$300,000
33 Total operating costs for development	
34 in conservation, bioenergy and natural	
35 resources through the center	\$300,000

36 (c) The money appropriated by this SECTION does not revert to the state general fund at the  
37 close of any state fiscal year but remains available to the department of natural resources and  
38 the department of agriculture until the purpose for which it was appropriated is fulfilled.

39 SECTION 158. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commission"  
40 refers to the Indiana Abraham Lincoln bicentennial commission established by P.L.9-2005,  
41 SECTION 1.

42 (b) There is appropriated to the commission one million and four hundred seventy-five  
43 thousand dollars (\$1,475,000) from the state general fund to pay the operating expenses of the  
44 commission for the period beginning July 1, 2007, and ending June 30, 2009.

45 (c) This SECTION expires July 1, 2009.

46 SECTION 159. [EFFECTIVE JULY 1, 2007] (a) Except as provided in subsection (c), the  
47 trustees of Vincennes University may issue and sell bonds under IC 20-12-6, subject to the  
48 review by the budget committee required by IC 20-12-5.5, for the purpose of constructing,



1 furnishing, and equipping a center for advanced manufacturing and applied technology on the  
2 Jasper campus of Vincennes University, if the sum of principal costs of any bonds issued,  
3 excluding amounts necessary to provide money for debt service reserves, credit enhancement,  
4 or other costs incidental to the issuance of the bonds, does not exceed eight million dollars  
5 (\$8,000,000).

6 (b) The foregoing project is eligible for fee replacement appropriations.

7 (c) Notwithstanding IC 20-12-5.5 and IC 20-12-6, no approval by the governor, the budget  
8 agency, or the commission for higher education is required for any aspect of the project or the  
9 issuance of bonds for any aspect of a project described in subsection (a). The institution is only  
10 required to obtain review by the budget committee before issuing the bonds authorized in  
11 subsection (a).

12 SECTION 160. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to Vincennes University  
13 five million dollars (\$5,000,000) from the state general fund for the construction of a center for  
14 advanced manufacturing in Gibson County. The center shall be owned and operated by  
15 Vincennes University. The appropriation may be used for:

16 (1) the construction, furnishing, and equipping of the center;

17 (2) purchasing any land necessary for the center; and

18 (3) employing one (1) or more architects or engineers.

19 (b) If any part of the appropriation made by subsection (a) has not been allotted or  
20 encumbered before July 1, 2011, the budget agency may determine that:

21 (1) the balance of the appropriation is not available for allotment;

22 (2) the appropriation shall be terminated; and

23 (3) the balance of the appropriation shall revert to the state general fund.

24 SECTION 161. [EFFECTIVE UPON PASSAGE] The trustees of Vincennes University are  
25 authorized to acquire, construct, renovate, improve, and equip a multicultural center to be  
26 funded from sources other than student fees or state funds or bonds payable from student fees  
27 or state funds if the total cost of the project does not exceed five million dollars (\$5,000,000).  
28 Notwithstanding any other law, no approval by the governor, the budget agency, or the  
29 commission for higher education or review by the budget committee is required for any aspect  
30 of the project for any aspect of a project described in this SECTION.

31 SECTION 162. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana arts  
32 commission one million two hundred fifty thousand dollars (\$1,250,000) for the biennium from  
33 the state general fund to provide grants under IC 4-23-2.5 to:

34 (1) the arts organizations that have most recently qualified for general operating support  
35 as major arts organizations as determined by the Indiana arts commission; and

36 (2) the significant regional organizations that have most recently qualified for general  
37 operating support as mid-major arts organizations, as determined by the Indiana arts  
38 commission and its regional re-granting partners.

39 (b) The money appropriated by this SECTION does not revert to the state general fund at the  
40 close of any state fiscal year but remains available to the Indiana arts commission until the  
41 purpose for which it was appropriated is fulfilled.

42 (c) This SECTION expires June 30, 2009.

43 SECTION 163. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana  
44 University School of Medicine - South Bend ten million dollars (\$10,000,000) from the state  
45 general fund for the construction of the Cancer Research Institute. The facility shall be owned  
46 and operated by Indiana University School of Medicine - South Bend .



(b) The money appropriated by this SECTION does not revert to the state general fund at the close of any state fiscal year but remains available to Indiana University School of Medicine - South Bend until the purpose for which it was appropriated is fulfilled.

SECTION 164. [EFFECTIVE JULY 1, 2007] (a) Except as provided in subsection (d), the trustees of the following institutions may issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required by IC 20-12-5.5, for the following projects if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Indiana University South Bend - Arts Building Renovation	\$27,000,000
Indiana University Bloomington - Cyber Infrastructure Building	18,300,000
Indiana University, Purdue University at Indianapolis - Neurosciences Research Building	20,000,000
Indiana University Southeast Medical Education Center A & E	1,000,000
Indiana State University - Life Sciences/Chemistry Laboratory Renovations	14,800,000
Ball State University-Central Campus Academic Project	30,000,000
Ivy Tech-Fort Wayne Technology Center and Demolition Costs	26,700,000
Ivy Tech - Indianapolis Community College for the Fall Creek Expansion Project	69,370,000
Ivy Tech - Lamkin Center for Instructional Development and Leadership	1,000,000
Ivy Tech - Logansport	10,500,000
Ivy Tech - Sellersburg	20,000,000
Purdue University Calumet- Gyt Building A & E	2,400,000
Purdue University North Central - Student Services & Recreation Center A & E	1,000,000
University of Southern Indiana College of Business - General Classroom Building	29,000,000
Vincennes University - Electrical Infrastructure Substation Phase II	2,000,000

The foregoing projects are eligible for fee replacement appropriations beginning after June 30, 2009.

(b) Except as provided in subsection (d), the trustees of the following institution may issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required by IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette - Mechanical Engineering Addition	\$33,000,000
--	--------------

The foregoing project is not eligible for fee replacement appropriations.



(c) Except as provided in subsection (d), the trustees of the following institution may issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required by IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette -

Boiler No. 6

\$53,000,000

The institution shall invite bids as provided under IC 20-12-3-2. The bids shall be open to inspection by the public. The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2009.

(d) Notwithstanding IC 20-12-5.5 and IC 20-12-6, no approval by the governor, the budget agency, or the commission for higher education is required for any aspect of the project or the issuance of bonds for any aspect of a project described in subsection (a), (b), or (c). The institution is only required to obtain review by the budget committee before issuing the bonds authorized in subsection (a), (b), or (c).

SECTION 165. [EFFECTIVE UPON PASSAGE] The trustees of Indiana University may issue and sell bonds under IC 20-12-8, subject to the review by the budget committee required under IC 20-12-5.5, to provide funds for the acquisition, renovation, expansion, and improvements for the new Athletic Facilities (including all related and subordinate components of the new Athletic facilities) and may undertake the project if the total costs financed by the bond issue, excluding any amount necessary to provide money for debt service reserved, credit enhancement, or other costs incidental to the issuance of the bonds, do not exceed forty-five million dollars (\$45,000,000). Income from the property may include general athletic revenues. Notwithstanding IC 20-12-5.5 and IC 20-12-8, no approval by the governor, the budget agency, or the commission for higher education is required for any aspect of the project or the issuance of bonds for any aspect of a project described in this SECTION. The institution is only required to obtain review by the budget committee before issuing the bonds authorized in this SECTION.

SECTION 166. [EFFECTIVE JULY 1, 2007] (a) The following definitions apply throughout this SECTION:

(1) "Child services" has the meaning set forth in IC 12-19-7-1.

(2) "Net cost" refers to costs unreimbursed before January 1, 2008, from grants, fees, or other charges.

(b) The department of local government finance, with the assistance of the department of child services and the budget agency, shall determine the sum of the following for each county:

(1) The greater of zero (0) or the result of:

(A) the net cost to the county for child services provided in 2006 that were payable from property taxes (including any balance in the county family and children's fund on January 1, 2006, that was derived from property taxes) or the proceeds of any bond, loan, or transfer to the county family and children's fund from another fund; minus

(B) the net cost to the county for child services provided in 2005 that were payable from property taxes (including any balance in the county family and children's fund on January 1, 2005, that was derived from property taxes) or the proceeds of any bond, loan, or transfer to the county family and children's fund from another fund, as certified by the department of local government finance under IC 12-19-7-4.

(2) The greater of zero (0) or the result of:

(A) the net cost to the county for child services provided in 2007 that were payable from property taxes (including any balance in the county family and children's fund on



January 1, 2007, that was derived from property taxes) or the proceeds of any bond, loan, or transfer to the county family and children's fund from another fund; minus (B) the net cost to the county for child services provided in 2005 that were payable from property taxes (including any balance in the county family and children's fund on January 1, 2005, that was derived from property taxes) or the proceeds of any bond, loan, or transfer to the county family and children's fund from another fund, as certified by the department of local government finance under IC 12-19-7-4.

Not later than the date that the department of local government finance certifies the property tax levies, property tax rates, and budget of a county, the department of local government finance shall certify the amount determined under this subsection to the county auditor for the county and the budget agency.

(c) The department of local government finance shall reduce the property tax levies and property tax rates that are part of the total county tax levy (as defined in IC 6-1.1-21-2) and would otherwise be certified in 2008 and 2009 for a county under IC 6-1.1-17-16 by the amount determined for the county under subsection (d)(2) for the particular year.

(d) Not later than March 1, 2008, and March 1, 2009, the budget agency shall distribute to the county auditor for a county fifty percent (50%) of the amount determined for the county under subsection (b). An amount distributed under this subsection may be deposited and used by a county only as follows:

(1) Money distributed under this subsection must be used to pay the principal, interest, and any other costs related to retiring an obligation transferred to the county's debt service fund under this SECTION.

(2) Any money remaining after the retirement of all debt described in subdivision (1) shall be treated as part of the county's ad valorem property tax levy for 2008 and shall be used to replace revenue lost as the result of the reduction in the county's property tax levies and property tax rates under subsection (c).

(e) There is appropriated to the department of child services the amount of money necessary to make the distributions required under this SECTION from the state general fund for its used to make the distributions required under this SECTION beginning July 1, 2007, and ending June 30, 2008.

SECTION 167. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "council" means the Indiana legislative council.

(b) The council shall commission an economic analysis of Indiana's tax system. The council may contract with any entity to complete the analysis required under this SECTION.

(c) An entity entering into a contract with the council under this SECTION must study the following topics:

(1) The stability of the Indiana tax system.

(2) Equity among taxpayers.

(3) Tax elasticity.

(4) Taxpayer compliance.

(5) The transparency of the Indiana tax system.

(6) The extent to which, if any, the Indiana tax system results in market distortion.

(7) Any other topic relevant to an economic analysis of the Indiana tax system.

(d) A contract entered into under this SECTION must require the entity conducting the economic analysis of the Indiana tax system to report its findings to the council in an electronic format under IC 5-14-6 not later than June 1, 2008. The report must include the entity's recommendations for improving the Indiana tax system.

(e) This SECTION expires July 1, 2008.



SECTION 168. [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)] (a) During the period beginning January 1, 2007, and ending June 30, 2007, subsection (b) applies instead of IC 6-2.5-6-9(c).

(b) This subsection applies only to retail transactions occurring after June 30, 2004. The right to a deduction under IC 6-2.5-6-9 is assignable only if the retail merchant that paid the state gross retail or use tax liability assigns the right to the deduction in writing.

(c) This SECTION expires July 1, 2007.

SECTION 169. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate the accrued payment delay balances to state educational institutions and IHETS and the Indiana commission for higher education that were created because of the distribution of eleven-twelfths (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation of the practice of delayed payments in subsequent state fiscal years through the state fiscal year ending June 30, 2005.

(b) The following definitions apply throughout this section:

(1) "IHETS" refers to the Indiana higher education telecommunications system.

(2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.

(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

**INDIANA UNIVERSITY - TOTAL SYSTEM**

General Repair and Rehab 24,343,840

**PURDUE UNIVERSITY - TOTAL SYSTEM**

General Repair and Rehab 17,189,072

**INDIANA STATE UNIVERSITY**

General Repair and Rehab 4,304,740

**UNIVERSITY OF SOUTHERN INDIANA**

General Repair and Rehab 1,612,030

**BALL STATE UNIVERSITY**

General Repair and Rehab 6,678,810

**VINCENNES UNIVERSITY**

General Repair and Rehab 1,804,222

**IVY TECH COMMUNITY COLLEGE**

General Repair and Rehab 6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law.



1 Notwithstanding any other law, an appropriation under subsection (c) does not revert to the  
2 general fund under IC 4-13-2-19.

3 (f) The amount appropriated under subsection (c), when distributed to a state educational  
4 institution, shall be treated as reducing any claim that the total system of the state educational  
5 institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution  
6 in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.  
7 Subject to subsection (g), the amount of the claim reduction for each state educational institution  
8 is equal to the amount distributed to the state educational institution. The amount of the claim  
9 reduction for the entire system, and the amount apportioned for each institution individually,  
10 shall be computed by the budget agency. The budget agency makes the final determination.

11 (g) An amount appropriated under subsection (c), when distributed to Indiana University,  
12 shall be treated as reducing any claim that IHETS has to one-twelfth (1/12) of the amount  
13 budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year  
14 ending June 30, 2005. The amount of the claim reduction is a part of the amount distributed to  
15 Indiana University - Total System apportioned as determined by the budget agency.

16 (h) Amounts appropriated under subsection (c) shall be treated as reducing any claim to zero  
17 dollars (\$0) that the Indiana commission for higher education has to one-twelfth (1/12) of the  
18 amount budgeted for the Indiana commission for higher education in all line items in HEA  
19 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

20 SECTION 170. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund  
21 to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the  
22 purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending  
23 June 30, 2009. Any unencumbered amount from the appropriation under this SECTION  
24 remaining at the end of a state fiscal year does not revert to the state general fund but remains  
25 available for the purposes of the appropriation in subsequent state fiscal years.

26 SECTION 171. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic  
27 development corporation one million dollars (\$1,000,000) from the state general fund for the  
28 period beginning July 1, 2007, and ending June 30, 2009, for its use in providing technical and  
29 financial assistance to small businesses (as defined in IC 4-22-2.1-4) that engage in global  
30 commerce.

31 (b) This SECTION expires June 30, 2009.

32 SECTION 172. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic  
33 development corporation one million dollars (\$1,000,000) from the state general fund for its use  
34 in assisting the Indiana small business development center in the operation of the small business  
35 development center network, for the period beginning July 1, 2007, and ending June 30, 2009.

36 (b) Money appropriated by this SECTION must be used for the specific purpose described  
37 in subsection (a). Money appropriated by this SECTION may not be used to pay the  
38 administrative expenses of the Indiana economic development corporation.

39 (c) This SECTION expires June 30, 2009.

40 SECTION 173. An emergency is declared for this act.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1001, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation..

Delete everything after the enacting clause and insert:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as introduced.)

CRAWFORD, Chair

Committee Vote: yeas, nays .

---

## HOUSE MOTION

Mr. Speaker: Crawford

I move that House Bill 1001 be amended to read as follows:

Page 17, between lines 20 and 21, begin a new line block indented and insert:

**"FOR THE STATE EMPLOYEES APPEALS COMMISSION".**

Page 49, between lines 35 and 36, begin a new line block indented and insert:

**"The Indiana higher education telecommunications system shall administer the I-Light 2-Black Fiber project."**

Page 50, between lines 35 and 36, begin a new line block indented and insert:

**"In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated."**

Page 55, between lines 41 and 42, begin a new line blocked left and insert:

**"The auditor of state shall transfer thirty million dollars (\$30,000,000) from the Indiana Medicaid reserve account to the state general fund before July 1, 2008. The transferred amount shall be used to fund the above appropriations."**

Page 56, between lines 31 and 32, begin a new line and insert:

**"General Fund**



**Total Operating Expense 2,500,000 2,500,000".**

Page 61, between lines 12 and 13, begin a new line block indented and insert:

**"The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years."**

Page 61, line 29, delete "\$233,000" and insert **"three hundred thirty-three thousand dollars (\$333,000)".**

Page 70, line 23, delete "26,825,043" and insert **"25,197,033".**

Page 70, delete line 33, begin a new line and insert:

**"Total Operating Expenses 18,206,917 18,356,970".**

Page 71, delete line 4, begin a new line and insert:

**"Total Operating Expenses 1,562,954 1,593,213".**

Page 71, delete line 6, begin a new line and insert:

**"Total Operating Expenses 1,441,882 1,469,658".**

Page 71, delete line 8, begin a new line and insert:

**"Total Operating Expenses 2,027,273 2,066,819".**

Page 71, delete line 14, begin a new line and insert:

**"Total Operating Expenses 1,521,769 1,551,205".**

Page 71, delete line 16, begin a new line and insert:

**"Total Operating Expenses 1,804,667 1,839,761".**

Page 71, line 26, delete "22,450,049" and insert **"20,670,754".**

Page 72, delete lines 11 through 12.

Page 72, line 18, delete "28,131,118" and insert **"23,416,118".**

Page 72, line 26, delete "88,962" and insert **"0".**

Page 73, delete line 14, begin a new line and insert:

**"Total Operating Expense 100,635 102,648**

**NEW MANUFACTURING ECONOMY INITIATIVE**

**Total Operating Expense 5,000,000 5,000,000".**

Page 73, line 22, delete "11,706,740" and insert **"9,491,580".**

Page 73, between lines 24 and 25, begin a new line and insert:

**"STEM EDUCATION PROGRAM**

**Total Operating Expense 500,000 1,250,000".**

Page 73, between lines 28 and 29, begin a new line and insert:

**"ENTREPRENEURIAL COLLEGE**

**Total Operating Expense 0 1,000,000".**

Page 73, line 34, delete "6,375,082" and insert **"6,197,157".**

Page 73, line 38, delete "23,077,786" and insert **"19,768,389".**

Page 73, delete line 47, begin a new line and insert:

**"Total Operating Expense 4,827,208 4,972,024".**

Page 81, delete line 40, begin a new line and insert:

**"Total Operating Expense 2,165,635,334 2,262,190,210".**

Page 81, line 47, delete "2005" and insert **"2007".**

Page 83, between lines 29 and 30, begin a new line block indented and insert:

**"The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:**



(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20."

Page 87, line 45, after "balances" insert "and".

Page 87, line 47, delete "the costs incurred by each county for child services".

Page 87, line 48, delete "(as defined in IC 12-19-7-1)".

Page 88, line 6, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete lines 8 through 9.

Page 88, line 10, delete "(as defined in IC 12-19-7-1)".

Page 88, line 14, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete line 16.

Page 88, between lines 41 and 42, begin a new line block indented and insert:

**"Notwithstanding any other law, except as specifically authorized in a law enacted by the general assembly after February 20, 2007, no officer or agency of the state, including the property tax replacement fund board, may make a distribution of money to political subdivisions to replace revenue lost from the granting of homestead credits under IC 6-1.1-20.9 and property tax replacement credits under IC 6-1.1-21-5 on any schedule other than the schedule specified in IC 6-1.1-21-10."**

Page 94, line 8, delete "." and insert "**and other projects as specified."**



Page 99, between lines 38 and 39, being a new line block indented and insert:

**"G. OTHER PROJECTS**

**MARTIN COUNTY 4-H BOARD**

**Build Indiana Fund (IC 4-30-17)**

**Martin County Community Building 39,490**

**The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.**

**DEPARTMENT OF NATURAL RESOURCES**

**Build Indiana Fund (IC 4-30-17)**

**Lake Shafer & Lake Freeman Dredging 850,000**

**The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.**

**DEPARTMENT OF CORRECTION**

**Postwar Construction Fund (IC 7.1-4-8-1)**

**Rockville Sewer Upgrade Serving the  
Rockville Correctional Facility 1,000,000".**

Page 123, between lines 41 and 42, begin a new paragraph and insert:

**"SECTION 58. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:**

**Chapter 12. Eligible Event; Exemption from Taxation**

**Sec. 1. As used in this chapter, "eligible entity" means the following:**

- (1) A not-for-profit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.**
- (2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).**
- (3) Any member club of the entity described in subdivision (1).**
- (4) Any not-for-profit charitable organization affiliated with the entity described in subdivision (1).**

**Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.**

**Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:**

- (1) in connection with an eligible event; and**
- (2) resulting from holding an eligible event in Indiana or making preparatory advance visits to Indiana in connection with an eligible event;**

**are exempt from taxation in Indiana for all purposes.**

**Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event."**

Page 124, between lines 13 and 14, begin a new paragraph and insert:



"SECTION 60. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

- (1) shall be reviewed and approved by the budget agency before implementation; **and**
- (2) **must include the job classifications of district coordinator and motor carrier zone coordinator.**

(d) ~~The money needed to fund the salaries resulting from the matrix prescribed by this section must come from the appropriation from the professional and technical equity fund."~~

Page 125, line 11, delete "on" and insert "**related to treatment and cure of**".

Page 125, line 11, after "injuries" delete "related to the" and insert "**, including**".

Page 125, line 11, after "management" delete "and" and insert ",".

Page 125, line 12, delete "of spinal cord and head injuries and research related to" and insert "**, rehabilitative techniques, and**".

Page 126, line 8, delete "." and insert "**under this chapter.**".

Page 126, line 9, delete "." and insert "**under this chapter.**".

Page 126, line 12, after "chapter." insert "**For purposes of this subdivision the board may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the board to review proposals submitted to the board and make recommendations to the board. Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries.**".

Page 131, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 80. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 35. Prekindergarten Grant Pilot Program**

**Sec. 1. As used in this chapter, "eligible provider" means any of the following:**

- (1) School corporations.



**(2) Any entity providing a prekindergarten program that is accredited by the National Association for the Education of Young Children.**

**However, the term does not include a charter school or an entity affiliated with a charter school.**

**Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under section 3 of this chapter.**

**Sec. 3. (a) The department shall establish a pilot program to provide grants to eligible providers selected by the department to implement prekindergarten programs.**

**(b) The department shall administer the pilot program.**

**Sec. 4. (a) To be eligible for selection as a pilot program grant recipient, an eligible provider must do the following:**

**(1) Apply to the department for a grant, on forms provided by the department, and include a detailed description of the eligible provider's proposed prekindergarten program. The description must include at least the following information:**

**(A) An estimate of the number of students likely to participate.**

**(B) A description of the prekindergarten curriculum that will be instituted by the eligible provider. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).**

**(C) A description of how the curriculum of the proposed prekindergarten program aligns with existing programs and standards for students in kindergarten through grade 3.**

**(D) An estimate of the cost of implementing the prekindergarten program.**

**(2) Demonstrate a commitment by teachers, parents, and school administrators toward carrying out the proposed prekindergarten program.**

**(3) Comply with any other requirements set forth by the department.**

**(b) Subject to section 6 of this chapter, after review of the applications submitted under this section, the department shall do the following:**

**(1) Select the eligible providers that will participate in the pilot program.**

**(2) Provide grants to the eligible providers selected to participate in the pilot program.**

**(c) The education roundtable shall provide recommendations to the department concerning the criteria to be used by the department in selecting the eligible providers that will participate in the pilot program.**

**(d) The criteria to be used by the department in selecting the eligible providers that will participate in the pilot program must do the following:**



- (1) Include at least an evaluation of the following:
  - (A) The information submitted by the eligible provider under subsection (a).
  - (B) The coordination of the proposed prekindergarten program with local health services and social services.
- (2) Take into consideration the requirements of section 6 of this chapter.

**Sec. 5.** A prekindergarten program that is part of the pilot program and is funded by a grant under this chapter:

- (1) may serve only prekindergarten students who are at least four (4) years of age on September 1 of the school year; and
- (2) may be a half-day or full-day program.

**Sec. 6.** The department shall:

- (1) select a representative sample of eligible providers, determined through an application procedure, to participate in the pilot program;
- (2) give priority to the selection of:
  - (A) lower performing school corporations; and
  - (B) private providers of prekindergarten programs located in areas served by lower performing school corporations; and
- (3) to the extent possible, select eligible providers so that the pilot program will:
  - (A) achieve a geographic balance throughout Indiana;
  - (B) include urban, suburban, and rural eligible providers; and
  - (C) include both public eligible providers and private eligible providers.

**Sec. 7.** Subject to the approval of the department, an eligible provider participating in the pilot program may enter into a contract with an individual or a nonprofit entity for the operation and management of all or any part of a prekindergarten program funded by a grant under this chapter.

**Sec. 8.** Unexpended money appropriated to the department for the department's use in implementing the pilot program at the end of a state fiscal year does not revert to the state general fund but remains available to the department for the department's continued use under this chapter.

**Sec. 9.** The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules must include the following:

- (1) Minimum requirements concerning the prekindergarten curriculum that must be used by an eligible provider participating in the pilot program. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).
- (2) The maximum class size of a prekindergarten program funded by a grant under this chapter.



(3) A requirement that each class in a prekindergarten program funded by a grant under this chapter must be taught by a teacher who has any of the following:

- (A) A prekindergarten teacher's license.
- (B) An early childhood education teacher's license.
- (C) A degree in early childhood education, child development, elementary education, or early childhood special education.

**Sec. 10. (a)** Each eligible provider that participates in the pilot program shall annually prepare a written report detailing all the pertinent information concerning the implementation of the pilot program, including any recommendations made and conclusions drawn from the pilot program. The eligible provider must submit the report to the department before July 1 of each year.

(b) Before November 1 of each year, the department shall submit a report to the governor and the general assembly on the pilot program. The report must include the following:

- (1) Any conclusions and recommendations made by the department concerning prekindergarten programs.
- (2) Information concerning the cost of expanding the pilot program statewide.
- (3) A description of any social programs or health programs that could be provided efficiently with prekindergarten programs.

A report submitted under this subsection to the general assembly must be in an electronic format under IC 5-14-6.

(c) The department shall monitor the performance of students who participate in the pilot program as those students continue their education in elementary school.

**Sec. 11.** This chapter expires July 1, 2014.

SECTION 81. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

**Chapter 14.5. Election of Governing Body Members in Mishawaka**

**Sec. 1.** In a school city established under IC 20-23-4 located in a city having a population of more than forty-six thousand five hundred (46,500) but less than fifty thousand (50,000), if a majority of the voters voting in the municipal election held on November 6, 2007, vote in favor of an elected school board, the governing body consists of a board of trustees of seven (7) members elected in the manner provided in this chapter.

**Sec. 2. (a)** For purposes of this section, a reference to a common council district of the city is a reference to the district as it existed on January 1, 2007.

(b) The city is divided into the following three (3) districts:

- (1) District One consists of the first district of the common council and the second district of the common council.
- (2) District Two consists of the third district of the common council and the fourth district of the common council.



(3) District Three consists of the fifth district of the common council and the sixth district of the common council.

Sec. 3. As used in this chapter, "district" refers to a district of the governing body established by section 2(b) of this chapter.

Sec. 4. Beginning with the general election held in November 2008, and every four (4) years thereafter, three (3) members of the governing body shall be elected by voters of the districts as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for a district seat is elected.

Sec. 5. (a) Beginning with the general election held in November 2008, and every four (4) years thereafter, one (1) member of the governing body shall be elected by all the voters of the school city as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for an at-large seat is elected.

(b) Beginning with the general election held in November 2010, and every four (4) years thereafter, three (3) members of the governing body shall be elected by all the voters of the school city as provided in this chapter. The three (3) candidates who receive the greatest number of votes among all candidates for an at-large seat are elected.

Sec. 6. Except as provided in this chapter, IC 3 applies to an election held under this chapter.

Sec. 7. The circuit court clerk shall prepare a separate ballot to be used for governing body elections. Candidates shall appear on the ballot in alphabetical order.

Sec. 8. (a) The term of a member of the governing body is four (4) years, beginning on January 1 following the member's election.

(b) A member may be reelected."

Page 137, line 24, strike "SEVEN" and insert "TWO".

Page 137, lines 31, strike "The data to be used in making the calculations under STEP ONE".

Page 137, line 32, strike "must be the data from the 2000 federal decennial census."

Page 139, line 3, delete "greater" and insert "less".

Page 157, line 41, after "transfer." insert "Notwithstanding any other law, no transfer to the counter-cyclical revenue and economic stabilization fund from any other fund may be made before July 1, 2009."

Page 157, line 42, strike "2007." and insert "2009."

Page 161, line 40, delete "Indiana arts commission" and insert "department of natural resources and the department of agriculture".

Page 162, line 35, delete "(\$2,250,000)" and insert "(\$1,250,000) for the biennium".

Page 163, line 13, delete "\$19,000,000" and insert "\$27,000,000".

Page 163, between lines 19 and 20, begin a new line and insert:

"Indiana State University - Life Sciences/Chemistry	
Laboratory Renovations	14,800,000
Ball State University-Central Campus	



**Academic Project**

**30,000,000".**

Page 164, line 7, after "public." insert **"The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2009."**

Page 165, line 9, after "that" insert **"are part of the total county tax levy (as defined in IC 6-1.1-21-2) and"**.

Page 165, line 9, after "2008" insert **"and 2009"**.

Page 165, line 10, delete "." and insert **"for the particular year."**

Page 165, line 11, after "2008," insert **"and March 1, 2009,"**.

Page 165, line 12, after "a county" insert **"fifty percent (50%) of"**.

Page 165, line 24, delete "2007." and insert **"2008."**

Page 166, between lines 1 and 2, begin a new paragraph and insert:  
**"SECTION 170. [EFFECTIVE JULY 1, 2007] (a) This SECTION applies only if a majority of the voters voting in the municipal election referred to in IC 20-23-14.5-1, as added by this act, vote in favor of an elected school board.**

**(b) As used in this SECTION, "governing body" refers to the governing body of the school city.**

**(c) As used in this SECTION, "school city" refers to a school city described in IC 20-23-14.5-1, as added by this act.**

**(d) Notwithstanding any other law, the term of a member of the governing body serving on June 30, 2008, expires January 1, 2009.**

**(e) Notwithstanding 20-23-14.5-5, as added by this act, all at-large members of the governing body shall be elected at the November 2008 general election. Notwithstanding IC 20-23-14.5-8, as added by this act, the term of each of the three (3) at-large members of the governing body elected who receive the fewest number of votes among the at-large members elected expires January 1, 2011. The successors of these members shall be elected at the November 2010 general election and serve a four (4) year term as provided in IC 20-23-14.5-8, as added by this act.**

**(f) This SECTION expires January 1, 2015.**

**SECTION 171. [EFFECTIVE JULY 1, 2007] (a) The circuit court clerk of St. Joseph County shall cause the following public question to be placed on the ballot in the school city of Mishawaka at the municipal election held on November 6, 2007:**

**"Shall the board of trustees of the school city of Mishawaka be elected, beginning with the November 6, 2008, general election?"**

**(b) IC 3 governs this SECTION.**

**(c) This SECTION expires January 1, 2009.**

**SECTION. 172. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate the accrued payment delay balances to state educational institutions and IHETS and the Indiana commission for higher education that were created because of the distribution of eleven-twelfths (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation of the practice of delayed payments in subsequent state fiscal years through the state fiscal year ending June 30, 2005.**

**(b) The following definitions apply throughout this section:**



(1) "IHETS" refers to the Indiana higher education telecommunications system.

(2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.

(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

<b>INDIANA UNIVERSITY - TOTAL SYSTEM</b>	
General Repair and Rehab	24,343,840
<b>PURDUE UNIVERSITY - TOTAL SYSTEM</b>	
General Repair and Rehab	17,189,072
<b>INDIANA STATE UNIVERSITY</b>	
General Repair and Rehab	4,304,740
<b>UNIVERSITY OF SOUTHERN INDIANA</b>	
General Repair and Rehab	1,612,030
<b>BALL STATE UNIVERSITY</b>	
General Repair and Rehab	6,678,810
<b>VINCENNES UNIVERSITY</b>	
General Repair and Rehab	1,804,222
<b>IVY TECH COMMUNITY COLLEGE</b>	
General Repair and Rehab	6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law. Notwithstanding any other law, an appropriation under subsection (c) does not revert to the general fund under IC 4-13-2-19.

(f) The amount appropriated under subsection (c), when distributed to a state educational institution, shall be treated as reducing any claim that the total system of the state educational institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. Subject to subsection (g), the amount of the claim reduction for each state



educational institution is equal to the amount distributed to the state educational institution. The amount of the claim reduction for the entire system, and the amount apportioned for each institution individually, shall be computed by the budget agency. The budget agency makes the final determination.

(g) An amount appropriated under subsection (c), when distributed to Indiana University, shall be treated as reducing any claim that IHETS has to one-twelfth (1/12) of the amount budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. The amount of the claim reduction is a part of the amount distributed to Indiana University - Total System apportioned as determined by the budget agency.

(h) Amounts appropriated under subsection (c) shall be treated as reducing any claim to zero dollars (\$0) that the Indiana commission for higher education has to one-twelfth (1/12) of the amount budgeted for the Indiana commission for higher education in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

SECTION 173. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending June 30, 2009. Any unencumbered amount from the appropriation under this SECTION remaining at the end of a state fiscal year does not revert to the state general fund but remains available for the purposes of the appropriation in subsequent state fiscal years."

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

CRAWFORD

---

#### HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 166, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 166. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for the period beginning July 1, 2007, and ending June 30, 2009, for its use in providing technical and financial assistance to small businesses (as defined in IC 4-22-2.1-4) that engage in global commerce.

(b) This SECTION expires June 30, 2009.

SECTION 167. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for its use in assisting the Indiana small business development center in



**the operation of the small business development center network, for the period beginning July 1, 2007, and ending June 30, 2009.**

**(b) Money appropriated by this SECTION must be used for the specific purpose described in subsection (a). Money appropriated by this SECTION may not be used to pay the administrative expenses of the Indiana economic development corporation.**

**(c) This SECTION expires June 30, 2009."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

BORROR

---

#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules and Legislative Procedures has had under consideration House Rule 149 and recommends that House Rule 149 and all other applicable House Rules be suspended so that Engrossed House Bill 1001 may be amended on third reading by consent of a constitutional majority of members. Thereafter, upon motion of the author, Engrossed House Bill 1001 may be recommended to a committee of one with special instructions to amend by vote of a constitutional majority.

PELATH

Committee Vote: yeas 51, nays 47.

---

#### HOUSE MOTION

Mr. Speaker: I move that House Rule 149 and all other applicable House Rules be suspended so that Engrossed House Bill 1001 may be amended on third reading by consent of a constitutional majority of members. Thereafter, upon motion of the author, Engrossed House Bill 1001 may be recommitted to a committee of one with special instructions to amend by vote of a constitutional majority.

PELATH

Motion Vote: yeas 51, nays 48.

---

#### HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

Page 84, between lines 44 and 45, begin a new line blocked left and insert:



**"There is appropriated to the department of education one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison School Corporation for remediation beginning July 1, 2007, and ending June 30, 2008, and one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison School Corporation for remediation beginning July 1, 2008, and ending June 30, 2009. The amount appropriated in this paragraph shall be treated as supplementing the amount distributed to the school corporation for remediation under the formula and components of the formula for distributing funds and does not reduce the amount that the school corporation would otherwise receive under the formula. The amount appropriated under this paragraph shall be distributed at the same time as other money for remediation is distributed to the school corporation."**

Page 135, delete lines 37 through 48.

Page 136, delete lines 1 through 25.

Page 171, delete lines 26 through 48.

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as reprinted February 22, 2007.)

CRAWFORD

---

#### COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred House Bill 1001, begs leave to report that said bill has been amended as directed.

CRAWFORD

